

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

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CAF 21-01825

PRESENT: SMITH, J.P., BANNISTER, OGDEN, GREENWOOD, AND DELCONTE, JJ.

IN THE MATTER OF SIRBARINDER DHIR,
PETITIONER-APPELLANT,

V

ORDER

RAIMOND WINSLOW, RESPONDENT-RESPONDENT.
(APPEAL NO. 4.)

DAVID J. PAJAK, ALDEN, FOR PETITIONER-APPELLANT.

EASTON THOMPSON KASPEREK SHIFFRIN LLP, ROCHESTER (DAVID M. ABBATOY,
JR., OF COUNSEL), FOR RESPONDENT-RESPONDENT.

Appeal from an order of the Family Court, Erie County (Mary G. Carney, J.), dated November 16, 2021, in a proceeding pursuant to Family Court Act article 8. The order granted respondent's motion to dismiss the petition and scheduled a hearing for the Quantum Meruit fee application.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (*see generally Matter of Rusiecki v Marshall*, 147 AD3d 1395, 1395-1396 [4th Dept 2017]; *Kimmel v State of New York*, 267 AD2d 1079, 1081 [4th Dept 1999]; *Matter of Chendo O.*, 175 AD2d 635, 635 [4th Dept 1991]).

Entered: February 2, 2024

Ann Dillon Flynn
Clerk of the Court