

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

978

CA 19-02275

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, NEMOYER, AND TROUTMAN, JJ.

ELLEN S. MATESIC, PLAINTIFF-RESPONDENT,

V

ORDER

MATTHEW W. LUKASIK, ET AL., DEFENDANTS,
AND MAREN M. SMITH, DEFENDANT-APPELLANT.

THE LAW OFFICES OF DESTIN C. SANTACROSE, BUFFALO (ELISE L. CASSAR OF
COUNSEL), FOR DEFENDANT-APPELLANT.

CONNORS LLP, BUFFALO (JOSEPH D. MORATH, JR., OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Niagara County
(Matthew J. Murphy, III, A.J.), entered November 27, 2019. The order
denied the motion of defendant Maren M. Smith for summary judgment
dismissing the amended complaint against her.

It is hereby ORDERED that the order so appealed from is
unanimously affirmed without costs for reasons stated in the decision
at Supreme Court.

Entered: November 13, 2020

Mark W. Bennett
Clerk of the Court