

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

**1054**

**CA 19-02294**

PRESENT: SMITH, J.P., CURRAN, TROUTMAN, AND DEJOSEPH, JJ.

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MICHAEL T. MCDONNELL, PLAINTIFF-APPELLANT,

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ORDER

TODD MIRABELLA, ET AL., DEFENDANTS,  
MESUT VARDAR AND CENTRAL REAL ESTATE  
INSPECTIONS, INC., DEFENDANTS-RESPONDENTS.

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DAVIDSON FINK LLP, ROCHESTER (DAVID RASMUSSEN OF COUNSEL), FOR  
PLAINTIFF-APPELLANT.

HASHMI LAW FIRM, ROCHESTER (KAMRAN F. HASHMI OF COUNSEL), FOR  
DEFENDANT-RESPONDENT MESUT VARDAR.

GOLDBERG SEGALLA LLP, BUFFALO (RAUL E. MARTINEZ OF COUNSEL), FOR  
DEFENDANT-RESPONDENT CENTRAL REAL ESTATE INSPECTIONS, INC.

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Appeal from an order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered September 26, 2019. The order, insofar as appealed from, granted that part of the motion of defendant Mesut Vardar seeking summary judgment dismissing the complaint against him and granted the motion of defendant Central Real Estate Inspections, Inc., for summary judgment dismissing the complaint against it.

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