

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

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CA 21-00363

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

CARMEN J. FINOCCHI, JR. AND KIM ELAINE
FINOCCHI, PLAINTIFFS-APPELLANTS,

V

MEMORANDUM AND ORDER

LIVE NATION INC., AND CPI TOURING
(GENESIS-USA), LLC, DEFENDANTS-RESPONDENTS.
(APPEAL NO. 2.)

CONNORS LLP, BUFFALO (LAWLOR F. QUINLAN, III, OF COUNSEL), FOR
PLAINTIFFS-APPELLANTS.

GOLDBERG SEGALLA LLP, BUFFALO, MAURO LILLING NAPARTY LLP, WOODBURY
(ANTHONY F. DESTEFANO OF COUNSEL), FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Erie County (Mark A. Montour, J.), entered March 9, 2021. The order denied plaintiffs' motion to set aside the court's verdict following a nonjury trial.

It is hereby ORDERED that said appeal is unanimously dismissed without costs.

Same memorandum as in *Finocchi v Live Nation Inc.* ([appeal No. 1] – AD3d – [Apr. 22, 2022] [4th Dept 2022]).

Entered: April 22, 2022

Ann Dillon Flynn
Clerk of the Court