

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

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CA 21-00247

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

DARRIN WINKLEY, AS PRESIDENT OF ROCHESTER
AREA SCHOOLS WORKERS' COMPENSATION PLAN,
PLAINTIFF-RESPONDENT,

V

ORDER

KBM MANAGEMENT, INC., DEFENDANT-APPELLANT.
(APPEAL NO. 1.)

GOLDBERG SEGALLA LLP, ROCHESTER, RIVKIN RADLER LLP, UNIONDALE (EVAN H.
KRINICK OF COUNSEL), FOR DEFENDANT-APPELLANT.

WOODS OVIATT GILMAN LLP, ROCHESTER (ANDREW J. RYAN OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Monroe County (J.
Scott Odorisi, J.), entered January 15, 2021. The order, insofar as
appealed from, granted the motion of plaintiff for partial summary
judgment and awarded plaintiff money damages.

It is hereby ORDERED that said appeal is unanimously dismissed
without costs (see *Matter of Aho*, 39 NY2d 241, 248 [1976]).

Entered: April 22, 2022

Ann Dillon Flynn
Clerk of the Court