

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

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CA 23-00237

PRESENT: SMITH, J.P., LINDLEY, MONTOUR, GREENWOOD, AND DELCONTE, JJ.

CLAUDIO SOUZA, CLAIMANT-APPELLANT,

V

ORDER

STATE OF NEW YORK, DEFENDANT-RESPONDENT.
(CLAIM NO. 130337.)

LAWRENCE PERRY BIONDI, P.C., WHITE PLAINS (LISA M. COMEAU OF COUNSEL),
FOR CLAIMANT-APPELLANT.

PILLINGER MILLER TARALLO, LLP, SYRACUSE (MARIA MASTRIANO OF COUNSEL),
FOR DEFENDANT-RESPONDENT.

Appeal from an order of the Court of Claims (Ramon E. Rivera, J.), entered September 30, 2022. The order, insofar as appealed from, denied the motion of claimant for partial summary judgment.

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

Entered: November 17, 2023

Ann Dillon Flynn
Clerk of the Court