

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

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CA 23-01781

PRESENT: WHALEN, P.J., CURRAN, GREENWOOD, NOWAK, AND KEANE, JJ.

TIARA JOCKO, ON BEHALF OF HERSELF AND OTHERS
SIMILARLY SITUATED, PLAINTIFF-RESPONDENT,

V

ORDER

TJM SYRACUSE, LLC, DEFENDANT-APPELLANT,
ET AL., DEFENDANTS.

BOND, SCHOENECK & KING, PLLC, SYRACUSE (ADAM P. MASTROLEO OF COUNSEL),
FOR DEFENDANT-APPELLANT.

VIRGINIA & AMBINDER, LLP, NEW YORK CITY (JAMES E. MURPHY OF COUNSEL),
AND GATTUSO & CIOTOLI, PLLC, FAYETTEVILLE, FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Onondaga County
(Deborah H. Karalunas, J.), entered June 9, 2023. The order, insofar
as appealed from, granted the motion of plaintiff for summary judgment
on liability and denied the motion of defendant TJM Syracuse, LLC
insofar as it sought summary judgment dismissing plaintiff's first
cause of action and to limit plaintiff's damages.

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: May 3, 2024

Ann Dillon Flynn
Clerk of the Court