

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

729

CA 23-01330

PRESENT: SMITH, J.P., CURRAN, MONTOUR, GREENWOOD, AND HANNAH, JJ.

PEARL STREET PARKING ASSOCIATES LLC, AND
VIOLET REALTY, INC., DOING BUSINESS AS MAIN
PLACE LIBERTY GROUP,
PLAINTIFFS-APPELLANTS-RESPONDENTS,

V

ORDER

COUNTY OF ERIE, MARK C. POLONCARZ, WILLIAM
GEARY, DEFENDANTS-RESPONDENTS-APPELLANTS,
AND CITY OF BUFFALO, DEFENDANT.

THE KNOER GROUP, PLLC, BUFFALO (COLIN M. KNOER OF COUNSEL), FOR
PLAINTIFFS-APPELLANTS-RESPONDENTS.

LIPPES MATHIAS LLP, BUFFALO (JAMES P. BLENK OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS-APPELLANTS.

Appeal and cross-appeal from an order of the Supreme Court, Erie County (Raymond W. Walter, J.), entered July 31, 2023. The order, among other things, denied in part plaintiffs' motion to compel and denied the cross-motion of defendants County of Erie, Mark C. Poloncarz, and William Geary to dismiss the complaint.

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 15, 2024

Ann Dillon Flynn
Clerk of the Court