

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

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_____AD3d_____

Argued - September 4, 2007

STEPHEN G. CRANE, J.P.
GLORIA GOLDSTEIN
PETER B. SKELOS
EDWARD D. CARNI, JJ.

2006-08408

DECISION & ORDER

Ameriquet Mortgage Company, plaintiff-respondent,
v Law Office of Robert Vincent Sisca, et al., appellants,
National Real Estate Informational Services,
defendant-respondent, et al., defendants.

(Index No. 7850/03)

Steinberg & Cavaliere, LLP, White Plains, N.Y. (Neil W. Silberblatt of counsel), for appellants.

Eschen, Frenkel & Weisman, LLP, Bay Shore, N.Y. (Joseph F. Battista of counsel), for plaintiff-respondent.

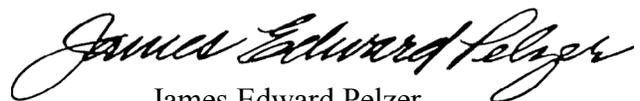
In an action, inter alia, to recover damages for legal malpractice, the defendants Law Offices of Robert Vincent Sisca and Robert Vincent Sisca, Esq., appeal from so much of an order of the Supreme Court, Orange County (McGuirk, J.), dated July 27, 2006, as denied their motion for summary judgment dismissing the complaint and all cross claims insofar as asserted against them.

ORDERED that the order is affirmed insofar as appealed from, with costs.

The Supreme Court properly denied the appellants' motion for summary judgment dismissing the complaint and all cross claims insofar as asserted against them (*see Zuckerman v City of New York*, 49 NY2d 557, 562; CPLR 3212[b]).

CRANE, J.P., GOLDSTEIN, SKELOS and CARNI, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

October 2, 2007

AMERIQUEST MORTGAGE COMPANY v LAW OFFICES OF ROBERT VINCENT SISCA