

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

D32523
Y/prt

_____AD3d_____

Submitted - February 18, 2011

REINALDO E. RIVERA, J.P.
THOMAS A. DICKERSON
RANDALL T. ENG
PLUMMER E. LOTT, JJ.

2010-01995

DECISION & ORDER

Consolidated Edison Solutions, Inc., respondent, v
Jack Pytluk, individually and doing business as
Harp Marketing, appellant.

(Index No. 10758/07)

Weiner & Strauss, Nanuet, N.Y. (Frank Lagano of counsel), for appellant.

Meltzer & Pravetz, LLP, New Rochelle, N.Y. (Michael Meltzer of counsel), for
respondent.

In an action to recover damages for breach of contract and on an account stated, the
defendant appeals from an order of the Supreme Court, Kings County (Partnow, J.), dated January
11, 2010, which granted that branch of the plaintiff's motion which was for summary judgment on
the issue of liability.

ORDERED that the order is affirmed, with costs.

Under the particular circumstances of this case, the Supreme Court properly granted
that branch of the plaintiff's motion which was for summary judgment on the issue of liability.

RIVERA, J.P., DICKERSON, ENG and LOTT, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

January 31, 2012

CONSOLIDATED EDISON SOLUTIONS, INC. v PYTLUK, individually and
doing business as HARP MARKETING