

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

D35405  
Y/kmb

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Submitted - March 29, 2012

MARK C. DILLON, J.P.  
RUTH C. BALKIN  
RANDALL T. ENG  
CHERYL E. CHAMBERS, JJ.

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2011-07719

DECISION & ORDER

In the Matter of Gwen Bray, appellant, v Spring Hill  
Community Ambulance Corps, Inc., et al., respondents.

(Index No. 339/11)

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Michael D. Diederich, Jr., Stony Point, N.Y., for appellant.

Pillinger Miller Tarallo, LLP, Elmsford, N.Y. (Michael J. Burke of counsel), for  
respondents.

In a proceeding pursuant to CPLR article 78, inter alia, to annul a determination of  
the Spring Hill Community Ambulance Corps, Inc., dated November 18, 2010, expelling the  
petitioner from its membership, the petitioner appeals from a judgment of the Supreme Court,  
Rockland County (Jamieson, J.), entered July 17, 2011, which denied the petition and, in effect,  
dismissed the proceeding.

ORDERED that the judgment is affirmed, with costs.

Contrary to the petitioner's contention, the Spring Hill Community Ambulance Corps,  
Inc., did not violate its bylaws when it expelled her from its membership (*see Matter of Graebe v  
Board of Directors of Richmond County Country Club*, 274 AD2d 429; *cf. Matter of Capossela v  
Wykagyl Country Club*, 258 AD2d 522, 523; *Matter of Paglia v Staten Is. Little League*, 38 AD2d  
575). Accordingly, the Supreme Court properly denied the petition and, in effect, dismissed the  
proceeding.

DILLON, J.P., BALKIN, ENG and CHAMBERS, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

June 27, 2012

MATTER OF BRAY v SPRING HILL COMMUNITY AMBULANCE CORPS, INC.