

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

1116

CA 14-00300

PRESENT: SCUDDER, P.J., CARNI, LINDLEY, AND VALENTINO, JJ.

MELISSA LAZAR, PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

BARRY D. LAZAR, DEFENDANT-APPELLANT.
(APPEAL NO. 4.)

SHELDON B. BENATOVICH, WILLIAMSVILLE (JAMES P. RENDA OF COUNSEL), FOR DEFENDANT-APPELLANT.

LIPSITZ GREEN SCIME CAMBRIA LLP, BUFFALO (JOHN A. COLLINS OF COUNSEL), FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered December 19, 2013 in a divorce action. The order, among other things, granted plaintiff's motion for a money judgment for maintenance arrears, child support arrears and a distributive award.

It is hereby ORDERED that the order so appealed from is unanimously modified on the law by vacating the second ordering paragraph and as modified the order is affirmed without costs.

Same Memorandum as in *Lazar v Lazar* ([appeal No. 3] ___ AD3d ___ [Jan. 2, 2015]).

Entered: January 2, 2015

Frances E. Cafarell
Clerk of the Court