

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

280

CA 15-00195

PRESENT: WHALEN, P.J., CENTRA, CARNI, DEJOSEPH, AND TROUTMAN, JJ.

DARLENE M. LOHNAS, PLAINTIFF-RESPONDENT,

V

ORDER

FRANK A. LUZI, JR., M.D. AND NORTHTOWNS
ORTHOPEDECS, P.C., DEFENDANTS-APPELLANTS.
(APPEAL NO. 1.)

THE TARANTINO LAW FIRM, LLP, ROCHESTER (TAMSIN J. HAGER OF COUNSEL),
FOR DEFENDANTS-APPELLANTS.

BRIAN P. FITZGERALD, P.C., BUFFALO (BRIAN P. FITZGERALD OF COUNSEL),
FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered July 14, 2014. The order denied defendants' motion for partial summary judgment.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (see *Loafin' Tree Rest. v Pardi* [appeal No. 1], 162 AD2d 985).

Entered: June 17, 2016

Frances E. Cafarell
Clerk of the Court