

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

65

CA 19-01194

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, NEMOYER, AND BANNISTER, JJ.

IN THE MATTER OF NATIONAL FUEL GAS SUPPLY
CORPORATION, PETITIONER-RESPONDENT,

V

MEMORANDUM AND ORDER

EMILY R. OPREA AND GRACE R. PAGE, AS TRUSTEES FOR
THE RODERICK FAMILY TRUST, RESPONDENTS-APPELLANTS,
ET AL., RESPONDENTS.
(APPEAL NO. 2.)

LIPPES & LIPPES, BUFFALO (RICHARD J. LIPPES OF COUNSEL), FOR
RESPONDENTS-APPELLANTS.

PHILLIPS LYTTLE LLP, BUFFALO (CRAIG A. LESLIE OF COUNSEL), FOR
PETITIONER-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered December 5, 2018. The order, among other things, granted the petition to acquire an easement.

It is hereby ORDERED that the case is held, the decision is reserved and the order is stayed in accordance with the same memorandum as in *Matter of National Fuel Gas Supply Corp. v Gurov* (-AD3d - [Jan. 31, 2020] [4th Dept 2020]).

Entered: January 31, 2020

Mark W. Bennett
Clerk of the Court