

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

1306

CA 13-00807

PRESENT: CENTRA, J.P., PERADOTTO, CARNI, AND SCONIERS, JJ.

CELESTE SWIETLIK, PLAINTIFF-RESPONDENT,

V

ORDER

TOWN OF HAMBURG, DEFENDANT-APPELLANT.

LEWIS & LEWIS, P.C., BUFFALO (ALLAN M. LEWIS OF COUNSEL), FOR
DEFENDANT-APPELLANT.

CONNORS & VILARDO, LLP, BUFFALO (JOSEPH D. MORATH, JR., OF COUNSEL),
FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered February 19, 2013. The order denied the motion of defendant for summary judgment dismissing the complaint.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs.

Entered: December 27, 2013

Frances E. Cafarell
Clerk of the Court