

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

809

CA 09-01667

PRESENT: SCUDDER, P.J., MARTOCHE, SCONIERS, GREEN, AND GORSKI, JJ.

KIMBERLY A. TRATT, PLAINTIFF-RESPONDENT,

V

ORDER

COUNTY OF CAYUGA, COUNTY OF CAYUGA TREASURER'S
OFFICE, DEFENDANTS-APPELLANTS,
ET AL., DEFENDANT.

THE LAW FIRM OF FRANK W. MILLER, EAST SYRACUSE (MICHAEL J. LIVOLSI OF
COUNSEL), FOR DEFENDANTS-APPELLANTS.

O'HARA, O'CONNELL & CIOTOLI, FAYETTEVILLE (STEPHEN CIOTOLI OF
COUNSEL), FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Cayuga County (Thomas G. Leone, A.J.), entered July 1, 2009. The order, insofar as appealed from, denied in part the motion of defendants County of Cayuga and County of Cayuga Treasurer's Office to dismiss the complaint against them.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: June 11, 2010

Patricia L. Morgan
Clerk of the Court