

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

1459

CA 10-01569

PRESENT: SCUDDER, P.J., CARNI, LINDLEY, PINE, AND GORSKI, JJ.

ARK PATENT INTERNATIONAL, L.L.C., STONE CLIFF
HOLDINGS, L.L.C., TARKSOL, INC., AND A. RICHARD
KOETZLE, PLAINTIFFS-APPELLANTS,

V

ORDER

TARKSOL INTERNATIONAL, L.L.C., PMK
INTERNATIONAL, L.L.C., REXER, LLC, EMMET
COTTER, WILLIAM F. REXER, JR. AND AMREX
CHEMICAL COMPANY, INC., DEFENDANTS-RESPONDENTS.

HISCOCK & BARCLAY, LLP, ROCHESTER (THOMAS B. CRONMILLER OF COUNSEL),
FOR PLAINTIFFS-APPELLANTS.

ASWAD & INGRAHAM, BINGHAMTON (RICHARD N. ASWAD OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Monroe County (Kenneth R. Fisher, J.), entered December 14, 2009. The order, among other things, denied plaintiffs' cross motion for partial summary judgment.

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: December 30, 2010

Patricia L. Morgan
Clerk of the Court