

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

1595

CA 10-00983

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

GLENN M. HELLMAN, PLAINTIFF-APPELLANT,

V

ORDER

BRUCE HELLMAN, STOCKWOOD LLC, AND MAYNARDS
ELECTRIC SUPPLY, INC., DEFENDANTS-RESPONDENTS.

HARTER SECREST & EMERY LLP, ROCHESTER (JEFFREY J. CALABRESE OF
COUNSEL), FOR PLAINTIFF-APPELLANT.

NIXON PEABODY LLP, ROCHESTER (RICHARD A. MCGUIRK OF COUNSEL), FOR
DEFENDANT-RESPONDENT BRUCE HELLMAN.

EVANS & FOX LLP, ROCHESTER (JARED P. HIRT OF COUNSEL), FOR
DEFENDANT-RESPONDENT STOCKWOOD LLC.

Appeal from a judgment (denominated decision and order) of the Supreme Court, Monroe County (Kenneth R. Fisher, J.), entered February 12, 2010. The judgment, following a nonjury trial, among other things, determined that defendant Bruce Hellman had implied actual and presumptive authority to execute the lease at issue and dismissed plaintiff's complaint against defendant Stockwood LLC.

It is hereby ORDERED that the judgment 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