

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

1597

CA 10-01611

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

ELAINE SMITH, INDIVIDUALLY AND AS EXECUTRIX OF
THE ESTATE OF GEORGIANNA G. SMITH, DECEASED,
PLAINTIFF-APPELLANT,

V

ORDER

CROUSE HEALTH HOSPITAL, INC., DOING BUSINESS AS
CROUSE HOSPITAL, DEFENDANT-RESPONDENT.

LAW OFFICE OF STEWART L. WEISMAN, MANLIUS (STEWART L. WEISMAN OF
COUNSEL), FOR PLAINTIFF-APPELLANT.

GALE & DANCKS, LLC, SYRACUSE (MATTHEW J. VANBEVEREN OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Onondaga County (John C. Cherundolo, A.J.), entered October 6, 2009 in a medical malpractice action. The order granted defendant's motion for summary judgment dismissing the complaint.

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