

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

1598

CA 10-01184

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

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HANNAH B. ACRES, LLC, ET AL., PLAINTIFFS,

V

ORDER

MARTHA A. HOWE, AS GUARDIAN OF THE PERSON AND  
PROPERTY OF ANNA P. KOHL, SUED HEREIN AS ANNA P.  
KOHL, INDIVIDUALLY AND AS SURVIVOR OF WALTER A.  
KOHL, DEFENDANT-APPELLANT,  
AND THOMAS J. GRANCHELLI, DEFENDANT-RESPONDENT.

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MUSCATO, DIMILLO & VONA, LLP, LOCKPORT (GEORGE V.C. MUSCATO OF  
COUNSEL), FOR DEFENDANT-APPELLANT.

HENRIK H. HANSEN, PLLC, LOCKPORT (HENRIK H. HANSEN OF COUNSEL), FOR  
DEFENDANT-RESPONDENT.

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Appeal from an order of the Supreme Court, Niagara County (Ralph A. Boniello, III, J.), entered March 12, 2010. The order, insofar as appealed from, granted the motion of defendant Thomas J. Granchelli for summary judgment dismissing the cross claim and affirmative defense of defendant Martha K. Howe, as guardian of the person and property of Anna P. Kohl, sued herein as Anna P. Kohl, individually and as survivor of Walter A. Kohl.

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

Entered: December 30, 2010

Patricia L. Morgan  
Clerk of the Court