

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

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CA 10-02240

PRESENT: SMITH, J.P., CENTRA, PERADOTTO, GORSKI, AND MARTOCHE, JJ.

KENNETH J. WILLIAMS, INDIVIDUALLY AND AS
ADMINISTRATOR OF THE ESTATE OF CHARLEE C.
FETZNER, DECEASED, PLAINTIFF-APPELLANT,

V

ORDER

LATTIMORE ROAD SURGICENTER, INC., ET AL.,
DEFENDANTS,
JOHN D. MARQUARDT, M.D. AND LATTIMORE
ORTHOPAEDICS, P.C., DEFENDANTS-RESPONDENTS.

CARL L. FEINSTOCK, ROCHESTER, FOR PLAINTIFF-APPELLANT.

BROWN & TARANTINO, LLC, BUFFALO (ANN M. CAMPBELL OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS.

Appeal from an order and judgment (one paper) of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered April 13, 2010. The order and judgment, inter alia, dismissed the complaint upon a jury verdict.

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

Entered: June 10, 2011

Patricia L. Morgan
Clerk of the Court