

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

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CA 08-00663

PRESENT: SCUDDER, P.J., SMITH, PERADOTTO, CARNI, AND GREEN, JJ.

THERESA MILEA AND EARL MILEA, INDIVIDUALLY,
AND THERESA MILEA, AS PARENT AND NATURAL
GUARDIAN OF ANTHONY MILEA, AN INFANT,
PLAINTIFFS-APPELLANTS,

V

ORDER

CITY OF SYRACUSE, CITY OF SYRACUSE DEPARTMENT
OF PUBLIC WORKS AND NELSON F. DERBY, JR.,
DEFENDANTS-RESPONDENTS.
(APPEAL NO. 2.)

MICHAELS & MICHAELS, SYRACUSE, D.J. & J.A. CIRANDO, ESQS. (JOHN A.
CIRANDO OF COUNSEL), FOR PLAINTIFFS-APPELLANTS.

RORY A. MCMAHON, CORPORATION COUNSEL, SYRACUSE (NANCY J. LARSON OF
COUNSEL), FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Onondaga County
(Deborah H. Karalunas, J.), entered January 17, 2008 in a personal
injury action. The order granted the motion of defendants for summary
judgment.

It is hereby ORDERED that the order so appealed from is
unanimously affirmed without costs for reasons stated at Supreme
Court.

Entered: March 20, 2009

JoAnn M. Wahl
Clerk of the Court