

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

503

CA 08-01604

PRESENT: SMITH, J.P., FAHEY, PERADOTTO, CARNI, AND GORSKI, JJ.

DANIEL CHAMBERLAIN, PLAINTIFF-APPELLANT,

V

ORDER

LARISSA DUNDON AND MICHAEL P. DUNDON,
DEFENDANTS-RESPONDENTS.
(APPEAL NO. 1.)

FARACI LANGE, LLP, ROCHESTER (CAROL A. MCKENNA OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

LAW OFFICES OF MARY A. BJORK, ROCHESTER (THOMAS P. DURKIN OF COUNSEL),
FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Ontario County
(Frederick G. Reed, A.J.), entered November 7, 2007 in a personal
injury action. The order denied the motion of plaintiff for an
adjournment of the trial.

It is hereby ORDERED that said appeal is unanimously dismissed
without costs (see *Hughes v Nussbaumer, Clarke & Velzy*, 140 AD2d 988;
Chase Manhattan Bank, N.A. v Roberts & Roberts, 63 AD2d 566, 567; see
also CPLR 5501 [a] [1]).

Entered: April 24, 2009

Patricia L. Morgan
Deputy Clerk of the Court