

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

716

CA 08-01703

PRESENT: MARTOCHE, J.P., SMITH, CENTRA, FAHEY, AND PINE, JJ.

JOLLY CAPLASH, PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

ROCHESTER ORAL & MAXILLOFACIAL SURGERY
ASSOCIATES, LLC, DEFENDANT,
AND MOHAMMED SALAHUDDIN, DEFENDANT-APPELLANT.
(APPEAL NO. 3.)

RICHARD E. REGAN, ROCHESTER, FOR DEFENDANT-APPELLANT.

FINUCANE & HARTZELL, LLP, PITTSFORD (LEO G. FINUCANE OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Monroe County (Kenneth R. Fisher, J.), entered July 26, 2008. The order, among other things, denied defendant Mohammed Salahuddin's motion for recusal.

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

Same Memorandum as in *Caplash v Rochester Oral & Maxillofacial Surgery Assoc., LLC* ([appeal No. 1] ___ AD3d ___ [June 12, 2009]).

Entered: June 12, 2009

Patricia L. Morgan
Clerk of the Court