

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

1674

CA 09-00843

PRESENT: CENTRA, J.P., PERADOTTO, CARNI, PINE, AND GORSKI, JJ.

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MARGARET ANN SAWICKI, AS VOLUNTARY  
ADMINISTRATOR FOR THE ESTATE OF JOHN  
JUZDOWSKI, DECEASED, PLAINTIFF-APPELLANT,

ORDER

V

TIMOTHY SPAICH, DEFENDANT-RESPONDENT.

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MICHAEL W. RICKARD, II, WILLIAMSVILLE, FOR PLAINTIFF-APPELLANT.

J. GRANT ZAJAS, ANGOLA, FOR DEFENDANT-RESPONDENT.

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Appeal from a judgment of the Supreme Court, Erie County (Rose H. Sconiers, J.), entered June 20, 2008 in a contract action. The judgment, among other things, denied the motion of plaintiff for leave to renew her motion for summary judgment.

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

Entered: December 30, 2009

Patricia L. Morgan  
Clerk of the Court