

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

1679

CA 08-01973

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

LENO W. GEE, PLAINTIFF-APPELLANT,

V

ORDER

M & T BANK, MARK HOGAN, AND CITIBANK,
DEFENDANTS-RESPONDENTS.

LENO W. GEE, PLAINTIFF-APPELLANT PRO SE.

HODGSON RUSS LLP, BUFFALO (JULIA M. HILLIKER OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Monroe County (Evelyn Frazee, J.), entered September 10, 2008 in an action for, inter alia, breach of fiduciary duty. The order denied plaintiff's motion for summary judgment.

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

Entered: December 30, 2009

Patricia L. Morgan
Clerk of the Court