

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

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**CA 14-01160**

PRESENT: CENTRA, J.P., CARNI, SCONIERS, AND DEJOSEPH, JJ.

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JEFFREY MALKAN, CLAIMANT-APPELLANT,

V

ORDER

STATE OF NEW YORK (STATE UNIVERSITY OF NEW YORK  
AT BUFFALO), DEFENDANT-RESPONDENT.  
(CLAIM NOS. 116355 AND 117676.)

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RICHARD E. CASAGRANDE, LATHAM (MARILYN RASKIN-ORTIZ OF COUNSEL), FOR  
CLAIMANT-APPELLANT.

ERIC T. SCHNEIDERMAN, ATTORNEY GENERAL, ALBANY (JULIE M. SHERIDAN OF  
COUNSEL), FOR DEFENDANT-RESPONDENT.

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Appeal from an order of the Court of Claims (Jeremiah J. Moriarty, III, J.), entered September 6, 2013. The order granted the motions of defendant for summary judgment and dismissed the claims.

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

Entered: February 13, 2015

Frances E. Cafarell  
Clerk of the Court