

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

**1071**

**CA 15-00270**

PRESENT: SCUDDER, P.J., CENTRA, PERADOTTO, LINDLEY, AND VALENTINO, JJ.

---

STEVEN MULLIN, PLAINTIFF-APPELLANT,

V

ORDER

OSWEGO COUNTY CORRECTIONAL FACILITY,  
OSWEGO COUNTY, AND OSWEGO COUNTY SHERIFF'S  
DEPARTMENT, DEFENDANTS-RESPONDENTS.

---

LEVINE & BLIT, PLLC, SYRACUSE (GRAEME SPICER OF COUNSEL), FOR  
PLAINTIFF-APPELLANT.

LYNCH LAW OFFICE, PLLC, SYRACUSE (RYAN L. ABEL OF COUNSEL), FOR  
DEFENDANTS-RESPONDENTS.

---

Appeal from a judgment and order (one paper) of the Supreme Court, Oswego County (James W. McCarthy, J.), entered May 2, 2014. The judgment and order granted the motion of defendants to dismiss the complaint, denied the cross motion of plaintiff for leave to file a late notice of claim and dismissed the complaint.

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

Entered: October 2, 2015

Frances E. Cafarell  
Clerk of the Court