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

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CA 11-01828

PRESENT: CENTRA, J.P., FAHEY, PERADOTTO, CARNI, AND LINDLEY, JJ.

IN THE MATTER OF FREDERICK GRAM AND JANE GRAM, PETITIONERS-APPELLANTS,

V ORDER

ASSESSORS OF TOWN OF CUBA AND BOARD OF ASSESSMENT REVIEW OF TOWN OF CUBA, RESPONDENTS-RESPONDENTS.

SHANE & REISNER, LLP, ALLEGANY (JEFFREY P. REISNER OF COUNSEL), FOR PETITIONERS-APPELLANTS.

RICHARDSON & PULLEN, P.C., FILLMORE (DAVID T. PULLEN OF COUNSEL), FOR RESPONDENTS-RESPONDENTS.

Appeal from a judgment of the Supreme Court, Allegany County (Patrick H. NeMoyer, J.), entered February 22, 2011 in a proceeding pursuant to CPLR article 78. The judgment dismissed the petition.

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

Entered: February 10, 2012 Frances E. Cafarell Clerk of the Court