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

## 762

CA 10-01871

PRESENT: SMITH, J.P., FAHEY, CARNI, SCONIERS, AND MARTOCHE, JJ.

MICHELLE L. DUKE, PLAINTIFF-RESPONDENT,

V

ORDER

BRIAN A. DUKE, DEFENDANT-APPELLANT.

BRIAN A. DUKE, DEFENDANT-APPELLANT PRO SE.

MATTAR, D'AGOSTINO & GOTTLIEB, LLP, BUFFALO (JONATHAN SCHAPP OF COUNSEL), FOR PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered March 25, 2010. The order amended a judgment of divorce.

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