

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

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CA 17-00172

PRESENT: CENTRA, J.P., LINDLEY, DEJOSEPH, NEMOYER, AND TROUTMAN, JJ.

PHH MORTGAGE CORPORATION, PLAINTIFF-APPELLANT,

V

ORDER

MICHAEL HAMER, ALSO KNOWN AS MICHAEL J. HAMER,
ET AL., DEFENDANTS,
AND ROBERT J. NICHOLSON, RESPONDENT.

SHAPIRO, DICARO & BARAK, LLC, ROCHESTER (AUSTIN T. SHUFELT OF
COUNSEL), FOR PLAINTIFF-APPELLANT.

AMDURSKY, PELKY, FENNELL & WALLEN, P.C., OSWEGO (TIMOTHY J. FENNELL OF
COUNSEL), FOR RESPONDENT.

Appeal from an order of the Supreme Court, Oswego County (James W. McCarthy, J.), entered May 19, 2016. The order, among other things, denied plaintiff's motion to vacate the foreclosure sale and relieve the bid of third-party purchaser Robert J. Nicholson.

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: June 9, 2017

Frances E. Cafarell
Clerk of the Court