

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

725

CA 16-02004

PRESENT: LINDLEY, J.P., DEJOSEPH, NEMOYER, AND CURRAN, JJ.

JAMES MORRIS AND DOROTHY A. MORRIS,
INDIVIDUALLY AND AS ADMINISTRATORS WITH LETTERS
OF ADMINISTRATION WITH LIMITATIONS OF THE ESTATE
OF KRISTY L. MORRIS, ALSO KNOWN AS KRISTY LOUISE
MORRIS, DECEASED, PLAINTIFFS-APPELLANTS,

V

MEMORANDUM AND ORDER

ONTARIO COUNTY, ET AL., DEFENDANTS,
RAMSEY CONSTRUCTORS, INC., AND PHELPS GUIDE
RAIL, INC., DEFENDANTS-RESPONDENTS.
(APPEAL NO. 4.)

MORRIS & MORRIS, ATTORNEYS, ROCHESTER (DEBORAH M. FIELD OF COUNSEL),
FOR PLAINTIFFS-APPELLANTS.

BURDEN, HAFNER & HANSEN, LLC, BUFFALO (PHYLISS A. HAFNER OF COUNSEL),
FOR DEFENDANT-RESPONDENT RAMSEY CONSTRUCTORS, INC.

RUSSO & TONER, LLP, BUFFALO (TIMOTHY P. WELCH OF COUNSEL), FOR
DEFENDANT-RESPONDENT PHELPS GUIDE RAIL, INC.

Appeal from an amended order of the Supreme Court, Ontario County
(Frederick G. Reed, A.J.), entered October 27, 2016. The amended
order granted the motions of defendants Ramsey Constructors, Inc., and
Phelps Guide Rail, Inc., for summary judgment.

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

Same memorandum as in *Morris v Ontario County* ([appeal No. 2] ____
AD3d ____ [July 7, 2017]).

Entered: July 7, 2017

Frances E. Cafarell
Clerk of the Court