

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

**335**

**CA 17-01578**

PRESENT: CENTRA, J.P., CARNI, NEMOYER, CURRAN, AND WINSLOW, JJ.

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TRACY BUTLER, PLAINTIFF-RESPONDENT,

V

ORDER

BUFFALO MUNICIPAL HOUSING AUTHORITY,  
DEFENDANT-APPELLANT.

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COUTU LANE PLLC, BUFFALO (JACLYN WANEMAKER OF COUNSEL), FOR  
DEFENDANT-APPELLANT.

LAW OFFICE OF MARK H. CANTOR, LLC, BUFFALO (DAVID J. WOLFF, JR., OF  
COUNSEL), FOR PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered November 21, 2016. The order denied the motion of defendant for summary judgment dismissing the complaint.

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

Entered: March 16, 2018

Mark W. Bennett  
Clerk of the Court