

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

449

CA 17-00416

PRESENT: CARNI, J.P., LINDLEY, NEMOYER, TROUTMAN, AND WINSLOW, JJ.

HARPAL SODHI AND GUNWANT SODHI,
PLAINTIFFS-RESPONDENTS,

V

MEMORANDUM AND ORDER

DOLLAR TREE STORES, INC., ET AL., DEFENDANTS,
AND TOPS MARKETS, LLC, DEFENDANT-APPELLANT.
(APPEAL NO. 2.)

NASH CONNORS, BUFFALO (MICHAEL B. DIXON OF COUNSEL), FOR
DEFENDANT-APPELLANT.

LIPSITZ GREEN SCIME CAMBRIA LLP, BUFFALO (JOHN A. COLLINS OF COUNSEL),
FOR PLAINTIFFS-RESPONDENTS.

Appeal from an order of the Supreme Court, Niagara County
(Richard C. Kloch, Sr., A.J.), entered November 14, 2016. The order
denied the motion of defendant Tops Markets, LLC, for summary
judgment.

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

Same memorandum as in *Sodhi v Dollar Tree Stores, Inc.* ([appeal
No. 1] - AD3d - [Aug. 22, 2019] [4th Dept 2019]).

Entered: August 22, 2019

Mark W. Bennett
Clerk of the Court