

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

**1274**

**CA 18-02259**

PRESENT: SMITH, J.P., NEMOYER, TROUTMAN, AND BANNISTER, JJ.

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RAND CONSTRUCTION CORPORATION,  
PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

COWBOYS SALOON SYRACUSE, LLC, ET AL.,  
DEFENDANTS,  
AND ROBERT GENOVESE, DEFENDANT-APPELLANT.  
(APPEAL NO. 1.)

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MELVIN & MELVIN, PLLC, SYRACUSE (ELIZABETH A. GENUNG OF COUNSEL), FOR  
DEFENDANT-APPELLANT.

SUGARMAN LAW FIRM, LLP, SYRACUSE (CORY SCHOONMAKER OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Onondaga County  
(Anthony J. Paris, J.), entered November 8, 2018. The order, insofar  
as appealed from, granted that part of plaintiff's motion seeking a  
default judgment against defendant Robert Genovese.

It is hereby ORDERED that said appeal is unanimously dismissed  
without costs.

Same memorandum as in *Rand Constr. Corp. v Cowboys Saloon  
Syracuse, LLC* ([appeal No. 2] – AD3d – [June 12, 2020] [4th Dept  
2020]).

Entered: June 12, 2020

Mark W. Bennett  
Clerk of the Court