

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

572

CA 20-01390

PRESENT: PERADOTTO, J.P., CARNI, LINDLEY, CURRAN, AND BANNISTER, JJ.

ROCCO DELMONTE, PLAINTIFF-APPELLANT,

V

ORDER

AMERICAN RELIABLE INSURANCE COMPANY,
DEFENDANT-RESPONDENT,
ET AL., DEFENDANT.
(APPEAL NO. 2.)

CELLINO LAW LLP, BUFFALO (GREGORY V. PAJAK OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

JEFFREY SAMEL & PARTNERS, NEW YORK CITY (ROBERT G. SPEVACK OF
COUNSEL), FOR DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Chautauqua County
(Lynn W. Keane, J.), entered June 30, 2020. The order granted the
motion of defendant American Reliable Insurance Company to dismiss the
complaint.

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

Entered: June 11, 2021

Mark W. Bennett
Clerk of the Court