

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

**876**

**CA 20-00998**

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, NEMOYER, AND CURRAN, JJ.

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DAWN K. RIZZO, PLAINTIFF-RESPONDENT,

V

ORDER

DAVID E. MYERS AND DEM SERVICES, INC.,  
DEFENDANTS-APPELLANTS.

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LAW OFFICE OF RALPH C. LORIGO, WEST SENECA (JON F. MINEAR OF COUNSEL),  
FOR DEFENDANTS-APPELLANTS.

RUPP BAASE PFALZGRAF CUNNINGHAM LLC, BUFFALO (R. ANTHONY RUPP, III, OF  
COUNSEL), FOR PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (Mark A. Montour, J.), entered February 18, 2020. The order, inter alia, directed defendants to return certain real property to plaintiff by quitclaim deed.

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

Entered: October 1, 2021

Ann Dillon Flynn  
Clerk of the Court