

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

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CA 23-02058

PRESENT: BANNISTER, J.P., SMITH, OGDEN, NOWAK, AND HANNAH, JJ.

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ZAKORY WIRFEL, AS ADMINISTRATOR OF THE  
ESTATE OF DANIEL T. WIRFEL, DECEASED,  
PLAINTIFF-RESPONDENT,

V

ORDER

LAKSHMANA RAO KONERU, M.D., ET AL., DEFENDANTS,  
NAVEED SHAHID, M.D., COGENT MEDICAL CARE, P.C.,  
ENDION HOSPITALIST NORTH, P.C., ENDION HOSPITALIST OF  
WESTERN NEW YORK, P.C., AND SOUND PHYSICIANS OF NEW YORK,  
PLLC, DEFENDANTS-APPELLANTS.  
(APPEAL NO. 1.)

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THE TARANTINO LAW FIRM LLP, BUFFALO (TAMSIN J. HAGER OF COUNSEL), FOR  
DEFENDANTS-APPELLANTS.

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

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Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered October 31, 2023. The order, insofar as appealed from, denied in part the motion of defendants Naveed Shahid, M.D., Cogent Medical Care, P.C., Endion Hospitalist North, P.C., Endion Hospitalist of Western New York, P.C., and Sound Physicians of New York, PLLC, for summary judgment.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: January 31, 2025

Ann Dillon Flynn  
Clerk of the Court