

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

790

CA 23-01485

PRESENT: CURRAN, J.P., OGDEN, DELCONTE, AND HANNAH, JJ.

VINCENT CREHAN AND KATHRYN EHRIG,
PLAINTIFFS-APPELLANTS,

V

MEMORANDUM AND ORDER

JEFFREY B. RICHARDSON, ET AL., DEFENDANTS,
AND JULES L. SMITH, DEFENDANT-RESPONDENT.
(APPEAL NO. 2.)

ZDARSKY, SAWICKI & AGOSTINELLI LLP, BUFFALO (GERALD T. WALSH OF
COUNSEL), FOR PLAINTIFFS-APPELLANTS.

HAGERTY & BRADY, BUFFALO (MICHAEL A. BRADY OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order and judgment (one paper) of the Supreme Court, Erie County (Emilio Colaiacovo, J.), entered August 16, 2023. The order and judgment granted the motion of defendant Jules L. Smith to dismiss the complaint against him.

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

Same memorandum as in *Crehan v Richardson* ([appeal No. 1] – AD3d – [Mar. 14, 2025] [4th Dept 2025]).

Entered: March 14, 2025

Ann Dillon Flynn
Clerk of the Court