

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

902

CA 24-00303

PRESENT: SMITH, J.P., BANNISTER, MONTOUR, GREENWOOD, AND KEANE, JJ.

CYNTHIA CROCKETT,
PLAINTIFF-RESPONDENT-APPELLANT,

V

MEMORANDUM AND ORDER

HOME DEPOT U.S.A., INC.,
DEFENDANT-APPELLANT-RESPONDENT,
RWC LANDSCAPE SERVICES MANAGEMENT,
JA KRANTZ LANDSCAPE DESIGN, LLC,
DEFENDANTS-RESPONDENTS,
ET AL., DEFENDANT.
(APPEAL NO. 2.)

SMITH SOVIK KENDRICK & SUGNET P.C., WILLIAMSVILLE (ALAN J. BEDENKO OF COUNSEL), FOR DEFENDANT-APPELLANT-RESPONDENT.

GOLDSTEIN GRECO, P.C., BUFFALO (BRIAN A. GOLDSTEIN OF COUNSEL), FOR PLAINTIFF-RESPONDENT-APPELLANT.

NASH CONNORS, P.C., BUFFALO (ANDREW J. KOWALEWSKI OF COUNSEL), FOR DEFENDANTS-RESPONDENTS.

Appeal and cross-appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered January 30, 2024. The order, inter alia, denied those parts of the motions of the parties seeking leave to reargue.

It is hereby ORDERED that said appeal and cross-appeal are unanimously dismissed without costs.

Same memorandum as in *Crockett v Home Depot U.S.A., Inc.* ([appeal No. 1] – AD3d – [Apr. 25, 2025] [4th Dept 2025]).

Entered: April 25, 2025

Ann Dillon Flynn
Clerk of the Court