

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

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CA 24-01241

PRESENT: CURRAN, J.P., BANNISTER, SMITH, DELCONTE, AND HANNAH, JJ.

MELINDA SCHWARTZ, PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

DANIEL A. SCHWARTZ, DEFENDANT-APPELLANT.
(APPEAL NO. 3.)

BENNETT SCHECHTER ARCURI & WILL LLP, BUFFALO (PAUL A. VANCE OF COUNSEL), FOR DEFENDANT-APPELLANT.

RUPP PFALZGRAF LLC, BUFFALO (MICHAEL J. COLLETTA OF COUNSEL), FOR PLAINTIFF-RESPONDENT.

PETER P. VASILION, WILLIAMSVILLE, ATTORNEY FOR THE CHILD.

MELISSA A. CAVAGNARO, BUFFALO, ATTORNEY FOR THE CHILD.

Appeal from an order of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered February 7, 2024. The order, *inter alia*, directed an *in camera* review of certain documents and granted the cross-motion of plaintiff to quash certain subpoenas.

It is hereby ORDERED that the order so appealed from insofar as it directed an *in camera* review of documents is dismissed, and the order is unanimously affirmed without costs.

Same memorandum as in *Schwartz v Schwartz* ([appeal No. 2] – AD3d – [May 2, 2025] [4th Dept 2025]).

Entered: May 2, 2025

Ann Dillon Flynn
Clerk of the Court