

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

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CA 24-01457

PRESENT: LINDLEY, J.P., MONTOUR, OGDEN, GREENWOOD, AND NOWAK, JJ.

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JOHN PATRICK WINTER, PLAINTIFF-APPELLANT,

V

ORDER

TOWN OF NEW HARTFORD CENTRAL SCHOOL DISTRICT,  
BOARD OF EDUCATION OF TOWN OF NEW HARTFORD  
CENTRAL SCHOOL DISTRICT, COSIMO TANGORRA, JR., ED.D.,  
SCOTT GAFFNEY, DIRECTOR OF TRANSPORTATION,  
MARY MANDEL, ASSISTANT SUPERINTENDENT,  
DEFENDANTS-RESPONDENTS,  
ET AL., DEFENDANTS.  
(APPEAL NO. 1.)

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NORMAN P. DEEP, CLINTON, FOR PLAINTIFF-APPELLANT.

FERRARA FIORENZA PC, EAST SYRACUSE (CHARLES C. SPAGNOLI OF COUNSEL),  
FOR DEFENDANTS-RESPONDENTS.

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Appeal from an order of the Supreme Court, Oneida County (James P. McClusky, J.), entered February 15, 2024 in an action seeking damages for employment discrimination and violation of the Human Rights Law. The order granted that part of the motion of defendants-respondents seeking summary judgment dismissing the amended complaint.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (*see Matter of Aho*, 39 NY2d 241, 248 [1976]).

Entered: July 25, 2025

Ann Dillon Flynn  
Clerk of the Court