

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

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CA 24-01837

PRESENT: WHALEN, P.J., CURRAN, MONTOUR, SMITH, AND DELCONTE, JJ.

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MAEGAN GIRGA, PLAINTIFF-RESPONDENT,

V

ORDER

FAIRPORT PEDIATRICS, LLP, DEFENDANT-APPELLANT,  
ET AL., DEFENDANT.  
(APPEAL NO. 1.)

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GOLDBERG SEGALLA LLP, BUFFALO (JAMES M. SPECYAL OF COUNSEL), FOR  
DEFENDANT-APPELLANT.

MERSON LAW, PLLC, NEW YORK CITY (ANNETTE G. HASAPIDIS OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Monroe County (Charles A. Schiano, Jr., J.), entered November 6, 2024. The order, insofar as appealed from, denied in part the motion of defendant Fairport Pediatrics, LLP, for summary judgment dismissing plaintiff's complaint against it.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (see *Matter of William Mattar, P.C. v Hall* [appeal No. 1], 199 AD3d 1416, 1417 [4th Dept 2021]).

Entered: December 23, 2025

Ann Dillon Flynn  
Clerk of the Court