

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

979

CA 24-01609

PRESENT: WHALEN, P.J., LINDLEY, OGDEN, NOWAK, AND DELCONTE, JJ.

STACY A. LAMPACK AND ROBERT LAMPACK,
PLAINTIFFS-RESPONDENTS,

V

MEMORANDUM AND ORDER

RICHARD A. ANDREWS, DEFENDANT-APPELLANT.

RICHARD A. ANDREWS, THIRD-PARTY PLAINTIFF-APPELLANT,

V

LEWIS COUNTY, THIRD-PARTY DEFENDANT-RESPONDENT.
(APPEAL NO. 1.)

SMITH, SOVIK, KENDRICK & SUGNET, P.C., SYRACUSE (KAREN G. FELTER OF COUNSEL), FOR THIRD-PARTY PLAINTIFF-APPELLANT AND DEFENDANT-APPELLANT.

HARDING MAZZOTTI, LLP, ALBANY (PETER P. BALOUSKAS OF COUNSEL), FOR PLAINTIFFS-RESPONDENTS.

FITZGERALD MORRIS BAKER FIRTH, P.C., GLENS FALLS (JOSHUA D. LINDY OF COUNSEL), FOR THIRD-PARTY DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Lewis County (James P. McClusky, J.), entered September 20, 2024, in a premises liability action. The order denied the motion of defendant-third-party plaintiff to set aside a verdict.

It is hereby ORDERED that said appeal is unanimously dismissed without costs.

Same memorandum as in *Lampack v Andrews* ([appeal No. 2] – AD3d – [Feb. 11, 2026] [4th Dept 2026]).

Entered: February 11, 2026

Ann Dillon Flynn
Clerk of the Court