

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

785

CA 21-00498

PRESENT: CARNI, J.P., LINDLEY, WINSLOW, AND BANNISTER, JJ.

IN THE MATTER OF DANIEL W. GERBER, FRANK J.
CIANO, WILLIAM G. KELLY, PAUL S. DEVINE, JOHN J.
JABLONSKI AND DENNIS J. BRADY,
PETITIONERS-APPELLANTS,

V

MEMORANDUM AND ORDER

GOLDBERG SEGALLA LLP, RESPONDENT-RESPONDENT.
(APPEAL NO. 3.)

VAHEY LAW OFFICES, PLLC, ROCHESTER (LAURIE A. VAHEY OF COUNSEL), FOR
PETITIONERS-APPELLANTS.

WEBSTER SZANYI LLP, BUFFALO (KEVIN A. SZANYI OF COUNSEL), FOR
RESPONDENT-RESPONDENT.

Appeal from a judgment of the Supreme Court, Erie County (Emilio Colaiacovo, J.), entered November 19, 2020. The judgment awarded respondent the sum of \$5,919.14 as against petitioner Daniel W. Gerber.

It is hereby ORDERED that the judgment so appealed from is unanimously affirmed without costs.

Same memorandum as in *Matter of Gerber v Goldberg Segalla LLP* ([appeal No. 2] – AD3d – [Nov. 12, 2021] [4th Dept 2021]).

Entered: November 12, 2021

Ann Dillon Flynn
Clerk of the Court