

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

**290**

**CA 24-00413**

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

---

C. G., PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

ERIE COUNTY, ET AL., DEFENDANTS,  
AND CHILD AND FAMILY SERVICES, FORMERLY KNOWN  
AS CHILDREN'S AID SOCIETY, DEFENDANT-APPELLANT.  
(APPEAL NO. 2.)

---

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

HERMAN LAW, NEW YORK CITY (STUART MERMELSTEIN OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

---

Appeal from an order of the Supreme Court, Erie County (Daniel Furlong, J.), entered March 1, 2024. The order denied the motion of defendant Child and Family Services, formerly known as Children's Aid Society, seeking leave to renew and reargue its motion to dismiss the amended complaint against it.

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

Same memorandum as in *C. G. v Erie County* ([appeal No. 1] - AD3d - [June 6, 2025] [4th Dept 2025]).

Entered: June 6, 2025

Ann Dillon Flynn  
Clerk of the Court