

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

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CA 24-00894

PRESENT: WHALEN, P.J., CURRAN, SMITH, OGDEN, AND HANNAH, JJ.

ERIN COTTON, AS ADMINISTRATOR OF THE ESTATE OF
MATTHEW A. COTTON, DECEASED, PLAINTIFF-APPELLANT,

V

ORDER

PEMS, TOOL & MACHINE, INC., ALEXANDER M. STONE,
DEFENDANTS-RESPONDENTS,
ET AL., DEFENDANTS.

MITCHELL DRANOW, SEA CLIFF, FOR PLAINTIFF-APPELLANT.

ONDROVIC & PLATEK, PLLC, WHITE PLAINS (JEREMY D. PLATEK OF COUNSEL),
FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Herkimer County (Julie G. Denton, J.), entered June 6, 2024. The order, among other things, granted the motion of defendants PEMS, Tool & Machine, Inc., and Alexander M. Stone for summary judgment dismissing the complaint against them.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: October 3, 2025

Ann Dillon Flynn
Clerk of the Court