

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

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CA 24-01199

PRESENT: CURRAN, J.P., BANNISTER, SMITH, DELCONTE, AND KEANE, JJ.

JMH 200 DOE, PLAINTIFF-APPELLANT,

V

MEMORANDUM AND ORDER

CHRISTOPHER JAGIELLO, DEFENDANT,
PHYLLIS FATIMA MORRELL, BUFFALO BOARD OF
EDUCATION, BUFFALO CITY SCHOOL DISTRICT AND
LAFAYETTE INTERNATIONAL HIGH SCHOOL, FORMERLY
KNOWN AS LAFAYETTE HIGH SCHOOL,
DEFENDANTS-RESPONDENTS.
(APPEAL NO. 1.)

LAW OFFICE OF J. MICHAEL HAYES, BUFFALO (J. MICHAEL HAYES OF COUNSEL),
FOR PLAINTIFF-APPELLANT.

MARY B. SCARPINE, GENERAL COUNSEL, BUFFALO CITY SCHOOL DISTRICT,
BUFFALO (SHAUNA L. STROM OF COUNSEL), FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Erie County (Daniel Furlong, J.), entered July 26, 2024, in a personal injury action. The order denied the motion of plaintiff to resettle and clarify a prior decision of the court.

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

Same memorandum as in *JMH 200 Doe v Jagiello* ([appeal No. 2] – AD3d – [Oct. 3, 2025] [4th Dept 2025]).

Entered: October 3, 2025

Ann Dillon Flynn
Clerk of the Court