

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

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**CA 14-01368**

PRESENT: SCUDDER, P.J., SMITH, CENTRA, LINDLEY, AND VALENTINO, JJ.

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TAG MECHANICAL SYSTEMS, INC.,  
PLAINTIFF-RESPONDENT,

V

ORDER

DWORKIN CONSTRUCTION CORP. (USA),  
DEFENDANT-APPELLANT.

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DAVID O. WRIGHT, PEEKSKILL, FOR DEFENDANT-APPELLANT.

D'ARRIGO & COTE, LIVERPOOL (ROBERT M. COTE OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Onondaga County  
(Donald A. Greenwood, J.), entered May 7, 2014. The order denied  
defendant's motion to dismiss the complaint.

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: February 6, 2015

Frances E. Cafarell  
Clerk of the Court