

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

743

CA 16-00829

PRESENT: WHALEN, P.J., SMITH, DEJOSEPH, TROUTMAN, AND SCUDDER, JJ.

MICHAEL J. REW, PLAINTIFF-APPELLANT,

V

ORDER

NIAGARA COUNTY SHERIFF THOMAS A. BEILEIN AND
NIAGARA COUNTY SHERIFF'S DEPUTY CORY DIEZ,
DEFENDANTS-RESPONDENTS.
(APPEAL NO. 1.)

LAW OFFICE OF RALPH C. LORIGO, WEST SENECA (JON MINEAR OF COUNSEL),
FOR PLAINTIFF-APPELLANT.

GIBSON MCASKILL & CROSBY, LLP, BUFFALO (MICHAEL J. WILLETT OF
COUNSEL), FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Niagara County (Ralph A. Boniello, III, J.), entered January 12, 2016. The order denied the posttrial motion of plaintiff to set aside a jury verdict.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (see *Smith v Catholic Med. Ctr. of Brooklyn & Queens*, 155 AD2d 435, 435; see also CPLR 5501 [a] [1]).

Entered: June 9, 2017

Frances E. Cafarell
Clerk of the Court