

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

1262

CA 16-01971

PRESENT: CARNI, J.P., LINDLEY, DEJOSEPH, TROUTMAN, AND WINSLOW, JJ.

IN THE MATTER OF THE APPLICATION FOR THE
RESCISSION OF THE LORIE DEHIMER IRREVOCABLE
TRUST, SUCCESSOR TO THE MARION A. SEARS TRUSTS.

ORDER

LORIE M. DEHIMER, PETITIONER-APPELLANT;

HOWARD P. SEARS, JR., THOMAS A. SEARS AND
DAVID H. WOOD, TRUSTEES,
RESPONDENTS-RESPONDENTS.

IN THE MATTER OF THE APPLICATION FOR THE
RESCISSION OF THE J. STEVEN DEHIMER IRREVOCABLE
TRUST, SUCCESSOR TO THE MARION A. SEARS TRUSTS.

J. STEVEN DEHIMER, PETITIONER-APPELLANT;

HOWARD P. SEARS, JR., THOMAS A. SEARS AND
DAVID H. WOOD, TRUSTEES,
RESPONDENTS-RESPONDENTS.

D.J. & J.A. CIRANDO, ESQS., SYRACUSE (JOHN A. CIRANDO OF COUNSEL), FOR
PETITIONERS-APPELLANTS.

BOUSQUET HOLSTEIN PLLC, SYRACUSE (CECELIA R.S. CANNON OF COUNSEL), FOR
RESPONDENTS-RESPONDENTS.

Appeals from a decree of the Surrogate's Court, Oneida County
(Louis P. Gigliotti, S.), entered June 9, 2016. The decree, among
other things, granted the cross motions of respondents for summary
judgment and dismissed the petitions.

It is hereby ORDERED that the decree is unanimously affirmed
without costs for reasons stated in the decision by the Surrogate.

Entered: November 9, 2017

Mark W. Bennett
Clerk of the Court