

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

328

CA 16-02272

PRESENT: CENTRA, J.P., NEMOYER, CURRAN, AND WINSLOW, JJ.

RICHARD C. JANES AND ROSEMARY JANES,
PLAINTIFFS,

V

ORDER

2630 ATTICA ROAD, INC., INDIVIDUALLY AND DOING
BUSINESS AS BLUE DOG SALOON, AND SHANNON SZALAY,
DEFENDANTS.

BROWN CHIARI, LLP, APPELLANT,

V

COLLINS & COLLINS ATTORNEYS, LLC, RESPONDENT.

RUPP, BAASE, PFALZGRAF, CUNNINGHAM, BUFFALO (R. ANTHONY RUPP, III, OF
COUNSEL), FOR APPELLANT.

COLLINS & COLLINS ATTORNEYS, LLC, BUFFALO (MICHAEL SZCZYGIEL OF
COUNSEL), FOR RESPONDENT.

Appeal from an order of the Supreme Court, Wyoming County
(Michael F. Griffith, A.J.), entered December 5, 2016. The order
adjudged that the law firm of Brown Chiari, LLP is entitled to recover
an amount equal to 25% of the counsel fees held in escrow in
connection with the settlement of plaintiffs' action as their share of
said fee.

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

Entered: March 16, 2018

Mark W. Bennett
Clerk of the Court