

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

47

CA 20-01603

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

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ELENA SPIVAK-BOBKO, AS POWER OF ATTORNEY FOR  
IRINA RIFMAN, PLAINTIFF-RESPONDENT,

V

ORDER

GREGORY ARMS, LLC, DEFENDANT-APPELLANT.

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GERBER CIANO KELLY BRADY LLP, BUFFALO (BRIAN R. BIGGIE OF COUNSEL),  
FOR DEFENDANT-APPELLANT.

KENNY & KENNY, PLLC, SYRACUSE (MICHAEL P. KENNY OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Onondaga County  
(Anthony J. Paris, J.), entered December 7, 2020. The order, among  
other things, denied in part the motion of defendant for summary  
judgment.

It is hereby ORDERED that said appeal is unanimously dismissed  
without costs (see *Hughes v Nussbaumer, Clarke & Velzy*, 140 AD2d 988,  
988 [4th Dept 1988]; *Chase Manhattan Bank, N.A. v Roberts & Roberts*,  
63 AD2d 566, 567 [1st Dept 1978]; see also CPLR 5501 [a] [1]).

Entered: April 29, 2022

Ann Dillon Flynn  
Clerk of the Court