

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

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CA 23-00111

PRESENT: SMITH, J.P., LINDLEY, CURRAN, BANNISTER, AND OGDEN, JJ.

KAITLYN L., INDIVIDUALLY AND AS PARENT AND
NATURAL GUARDIAN OF N.L., AN INFANT,
PLAINTIFF-APPELLANT,

V

ORDER

TOWN OF LEE, DEFENDANT-RESPONDENT.

BLOCK, O'TOOLE & MURPHY, LLP, NEW YORK CITY (CHRISTINA R. MERCADO OF
COUNSEL), FOR PLAINTIFF-APPELLANT.

SUGARMAN LAW FIRM, LLP, SYRACUSE (PAUL V. MULLIN OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Oneida County
(Bernadette T. Clark, J.), entered December 19, 2022. The order
denied the motion of plaintiff for partial summary judgment.

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: June 9, 2023

Ann Dillon Flynn
Clerk of the Court