

Cutaia v Board of Mgrs. of the 160/170 Varick St. Condominium
2018 NY Slip Op 34254(U)
August 8, 2018
Supreme Court, New York County
Docket Number: Index No. 155334/12
Judge: Carol R. Edmead
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SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

PRESENT:

Hon. Carol R. Edmead
Justice

PART

35

Curtia

-v-

Board of Managers et al.

INDEX NO.

155334/12

MOTION DATE

6/8/18

MOTION SEQ. NO.

010

AMENDED ORDER

The following papers, numbered 1 to _____, were read on this motion to/for _____

Notice of Motion/Order to Show Cause — Affidavits — Exhibits _____

No(s). _____

Answering Affidavits — Exhibits _____

No(s). _____

Replying Affidavits _____

No(s). _____

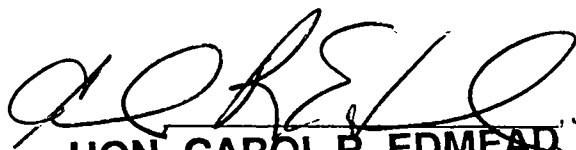
Upon the foregoing papers, it is ordered that this motion is

The court's decision and order dated August 3, 2018 is modified to the extent that the branch of plaintiff's motion seeking partial summary judgment as to liability on his Labor Law § 241 (6) claim is granted as against defendants The Rector, Church Wardens and Vestrymen of Trinity Church in the City of New York, Michilli Construction, Inc., and Michilli Inc. is granted, while the branch seeking summary judgment on his Labor Law § 240 (1) claim, and the remainder of the motion is denied.

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE
FOR THE FOLLOWING REASON(S):

Dated:

8/8/18


HON. CAROL R. EDMEAD, J.S.C.
J.S.C.

1. CHECK ONE: ☐ CASE DISPOSED ☒ NON-FINAL DISPOSITION
2. CHECK AS APPROPRIATE: MOTION IS: ☐ GRANTED ☐ DENIED ☐ GRANTED IN PART ☐ OTHER
3. CHECK IF APPROPRIATE: ☐ SETTLE ORDER ☐ SUBMIT ORDER
- ☐ DO NOT POST ☐ FIDUCIARY APPOINTMENT ☐ REFERENCE