

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: July 10, 2014

517638

BLACK CAR ASSISTANCE

CORPORATION, Doing Business
as BLACK CAR & LIMOUSINE
ASSISTANCE GROUP, et al.,
Appellants,

MEMORANDUM AND ORDER

v

NEW YORK STATE DEPARTMENT OF
TAXATION AND FINANCE et al.,
Respondents.

Calendar Date: May 28, 2014

Before: Peters, P.J., Lahtinen, Garry, Rose and Devine, JJ.

Lewin & Lewin, LLP, Washington, D.C. (Nathan Lewin of counsel), and Schlam, Stone & Dolan, LLP, New York City, and Michael A. Avella, East Greenbush, for appellants.

Eric T. Schneiderman, Attorney General, Albany (Robert M. Goldfarb of counsel), for respondents.

Appeal from an order of the Supreme Court (McDonough, J.), entered December 20, 2012 in Albany County, which denied plaintiffs' motion for partial summary judgment.

Order affirmed, upon the opinion of Justice Roger D. McDonough.

Peters, P.J., Lahtinen, Garry, Rose and Devine, JJ.,
concur.

ORDERED that the order is affirmed, without costs.

ENTER:

A handwritten signature in black ink that reads "Robert D. Mayberger". The signature is written in a cursive, slightly slanted style.

Robert D. Mayberger
Clerk of the Court