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

Decided and Entered: June 7, 2018 525398

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LUCIEN GALARNEAU JR.,

Appellant - Respondent,

v

MEMORANDUM AND ORDER

ROBERT D'ANDREA et al.,

Respondents-Appellants.

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Calendar Date: March 30, 2018

Before: McCarthy, J.P., Clark, Mulvey, Aarons and Rumsey, JJ.

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 $Hodgson\ Russ\ LLP,\ Albany\ (Richard\ L.\ Weisz\ of\ counsel)\,,\ for\ appellant\mbox{-respondent}\,.$ 

Lippes Mathias Wexler Friedman LLP, Albany (Thomas D. Latin of counsel), for respondents-appellants.

Cross appeal from an order of the Supreme Court (R. Sise, J.), entered May 15, 2017 in Saratoga County, which partially granted defendants' motion for summary judgment dismissing the complaint.

Order affirmed, upon the opinion of Justice Richard  ${\tt E.}$  Sise.

 $\label{eq:McCarthy} \mbox{McCarthy, J.P., Clark, Mulvey, Aarons and Rumsey, JJ., concur.}$ 

ORDERED that the order is affirmed, without costs.

ENTER:

Robert D. Mayberger Clerk of the Court