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

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CA 08-00462

PRESENT: SCUDDER, P.J., MARTOCHE, FAHEY, PERADOTTO, AND GREEN, JJ.

FREDERICK R. HAWKES, PLAINTIFF-RESPONDENT,

ORDER

BONNIE M. HAWKES, DEFENDANT-APPELLANT. (APPEAL NO. 1.)

KUSTELL LAW GROUP, BUFFALO (CARL B. KUSTELL OF COUNSEL), FOR DEFENDANT-APPELLANT.

GREGG S. MAXWELL, BUFFALO, FOR PLAINTIFF-RESPONDENT.

Appeal from a judgment of the Supreme Court, Erie County (Patrick

Appeal from a judgment of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered November 29, 2007 in a divorce action. The judgment, among other things, distributed the marital assets.

It is hereby ORDERED that the judgment so appealed from is unanimously affirmed without costs.

Entered: April 24, 2009 Patricia L. Morgan
Deputy Clerk of the Court