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

## 1124

CA 09-00367

PRESENT: HURLBUTT, J.P., FAHEY, PERADOTTO, GREEN, AND PINE, JJ.

TERRENCE L. QUIGG AND NANCY L. QUIGG, PLAINTIFFS-RESPONDENTS,

V

ORDER

THOMAS J. MURPHY AND HAROLD L. JACOBS, DEFENDANTS-APPELLANTS.

HARRIS BEACH PLLC, PITTSFORD (KEVIN P. RYAN OF COUNSEL), FOR DEFENDANTS-APPELLANTS.

KENNY & KENNY, PLLC, SYRACUSE (ERIN K. SKUCE OF COUNSEL), FOR PLAINTIFFS-RESPONDENTS.

Appeal from an order of the Supreme Court, Onondaga County (John C. Cherundolo, A.J.), entered October 3, 2008 in a personal injury action. The order, insofar as appealed from, granted in part the motion of plaintiffs to set aside the jury verdict.

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It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated at Supreme Court.

Patricia L. Morgan Clerk of the Court