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

## 1264

## CA 09-00411

PRESENT: CENTRA, J.P., FAHEY, PERADOTTO, CARNI, AND GORSKI, JJ.

HENRIETTA PIPING, INC., PLAINTIFF-RESPONDENT, ET AL., PLAINTIFF,

V ORDER

ANTETOMASO & MICCA GROUP, LLC, DEFENDANT-APPELLANT.

LOUIS J. MICCA, PITTSFORD, FOR DEFENDANT-APPELLANT.

PHILLIPS LYTLE LLP, ROCHESTER (CHAD W. FLANSBURG OF COUNSEL), FOR PLAINTIFF-RESPONDENT.

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Appeal from a judgment of the Supreme Court, Monroe County (Kenneth R. Fisher, J.), entered May 15, 2008 in a breach of contract action. The judgment awarded plaintiff Henrietta Piping, Inc. a money judgment upon a jury verdict.

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

Entered: November 13, 2009 Patricia L. Morgan Clerk of the Court