

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

1027

CA 10-00761

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

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GOVIND S. MUDHOLKAR, PLAINTIFF-APPELLANT,

V

ORDER

THE UNIVERSITY OF ROCHESTER,  
DEFENDANT-RESPONDENT.

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BILGORE, REICH, LEVINE & KANTOR LLP, ROCHESTER (THEODORE S. KANTOR OF  
COUNSEL), FOR PLAINTIFF-APPELLANT.

BURNS & SCHULTZ LLP, ROCHESTER (JILL K. SCHULTZ OF COUNSEL), FOR  
DEFENDANT-RESPONDENT.

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Appeal from an order of the Supreme Court, Monroe County (Harold  
L. Galloway, J.), entered August 25, 2009 in a breach of contract  
action. The order granted the motion of defendant to dismiss the  
complaint.

It is hereby ORDERED that the order so appealed from is  
unanimously affirmed with costs for reasons stated in the decision at  
Supreme Court.

Entered: October 1, 2010

Patricia L. Morgan  
Clerk of the Court