

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

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CA 10-00576

PRESENT: CENTRA, J.P., PERADOTTO, CARNI, LINDLEY, AND SCONIERS, JJ.

DENITA SCHRADER, PLAINTIFF-APPELLANT,

V

ORDER

DANIEL SCHRADER, DEFENDANT-RESPONDENT.

FREID AND KLAWON, WILLIAMSVILLE (WAYNE I. FREID OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

LEONARD G. TILNEY, JR., LOCKPORT, FOR DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered May 26, 2009. The order denied the application of plaintiff for a determination that the early supplemental retirement benefits of defendant are marital property.

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

Entered: October 1, 2010

Patricia L. Morgan
Clerk of the Court