

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

1330

**CA 09-02343**

PRESENT: MARTOCHE, J.P., SCONIERS, GREEN, AND PINE, JJ.

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PHILIP LYONS, CLAIMANT-APPELLANT,

V

ORDER

STATE OF NEW YORK, DEFENDANT-RESPONDENT.  
(CLAIM NO. 113617.)

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PHILIP LYONS, CLAIMANT-APPELLANT PRO SE.

ANDREW M. CUOMO, ATTORNEY GENERAL, ALBANY (MICHAEL S. BUSKUS OF  
COUNSEL), FOR DEFENDANT-RESPONDENT.

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Appeal from an order of the Court of Claims (Michael E. Hudson,  
J.), entered January 23, 2009. The order granted the motion of  
defendant to dismiss the claim as time-barred.

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

Entered: November 12, 2010

Patricia L. Morgan  
Clerk of the Court