

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

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CA 10-01354

PRESENT: SMITH, J.P., SCONIERS, GREEN, AND GORSKI, JJ.

CHARLES L. DAVIS, PLAINTIFF-APPELLANT,

V

ORDER

RUSSELL FIRMAN, M.D., EMERGENCY MEDICINE
PHYSICIANS OF CORTLAND COUNTY, PLLC,
CORTLAND MEMORIAL HOSPITAL AND LYNN
CUNNINGHAM, M.D., DEFENDANTS-RESPONDENTS.

CHARLES L. DAVIS, PLAINTIFF-APPELLANT PRO SE.

PHELAN, PHELAN & DANEK, LLP, ALBANY (TIMOTHY S. BRENNAN OF COUNSEL),
FOR DEFENDANTS-RESPONDENTS RUSSELL FIRMAN, M.D. AND EMERGENCY MEDICINE
PHYSICIANS OF CORTLAND COUNTY, PLLC.

BROWN & TARANTINO, LLC, BUFFALO (NICOLE SCHREIB MAYER OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS CORTLAND MEMORIAL HOSPITAL AND LYNN CUNNINGHAM,
M.D.

Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered January 12, 2010 in a medical malpractice action. The order granted the motions of defendants for summary judgment dismissing the complaint.

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

Entered: February 10, 2011

Patricia L. Morgan
Clerk of the Court