

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

917

CA 11-00680

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

NIAGARA FRONTIER COUNCIL OF AMERICAN YOUTH
HOSTELS, INC., PLAINTIFF-APPELLANT,

V

ORDER

AMERICAN YOUTH HOSTELS, INC., DOING BUSINESS
AS HOSTELLING INTERNATIONAL-USA,
DEFENDANT-RESPONDENT.

KAVINOKY COOK LLP, BUFFALO (LAURENCE K. RUBIN OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

HODGSON RUSS LLP, BUFFALO (RYAN K. CUMMINGS OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered November 10, 2010. The order, insofar as appealed from, denied the motion of plaintiff to dismiss defendant's counterclaims.

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

Entered: November 18, 2011

Patricia L. Morgan
Clerk of the Court