

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

**380**

**CA 14-00171**

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, AND DEJOSEPH, JJ.

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BRENDA READING AND JAMES KRANZ,  
PLAINTIFFS-RESPONDENTS,

V

ORDER

ANTHONY FABIANO, M.D. AND KALEIDA HEALTH,  
DOING BUSINESS AS MILLARD FILLMORE GATES HOSPITAL,  
DEFENDANTS-APPELLANTS.  
(APPEAL NO. 1.)

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DAMON MOREY LLP, BUFFALO (AMY ARCHER FLAHERTY OF COUNSEL), FOR  
DEFENDANTS-APPELLANTS.

BROWN CHIARI LLP, LANCASTER (MICHAEL R. DRUMM OF COUNSEL), FOR  
PLAINTIFFS-RESPONDENTS.

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Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered June 11, 2013. The order granted in part the motion of defendants to compel certain discovery.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (see *Loafin' Tree Rest. v Pardi* [appeal No. 1], 162 AD2d 985).

Entered: March 27, 2015

Frances E. Cafarell  
Clerk of the Court