
This memorandum is uncorrected and subject to revision before
publication in the New York Reports.

No. 140 SSM 27
In the Matter of Ryszard Grajko,
Appellant,
v.
City of New York, et al.,
Respondents.

Submitted by Gregory J. Cannata, for appellant.
Submitted by Porsha Requel Johnson, for respondents.
New York State Trial Lawyers Association, amicus
curiae.

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On review of submissions pursuant to section 500.11 of the Rules,
appeal dismissed, with costs, upon the ground that the
two-Justice dissent at the Appellate Division is not on a
question of law (see CPLR 5601[a]). A disagreement as to whether
Supreme Court improvidently exercised its discretion is not a
matter of law (see Matter of Von Bulow, 63 NY2d 221, 225 n
[1984]). Chief Judge DiFiore and Judges Rivera, Stein, Fahey,
Garcia, Wilson and Feinman concur.

Decided November 16, 2017