

At A Special Term of the Supreme Court held in and for the County of Erie at the Courthouse located in the City of Buffalo, New York, on the \_\_\_ day of June, 2018.

PRESENT: Hon. Paul B. Wojtaszak, J.S.C.  
Justice Presiding

STATE OF NEW YORK  
SUPREME COURT :: COUNTY OF ERIE

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WILLIAM CRAWFORD,

Plaintiff,

vs.

R. JEWULA HOLDINGS LLC  
THE ORIGINAL PANCAKE HOUSE  
OF ORCHARD PARK, INC.,

Defendants.

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**ORDER**

Index No.: 806240/2015

Assigned Justice:  
Hon. Paul B. Wojtaszak, JSC

Defendants having moved this Court by Notice of Motion dated January 9, 2018, seeking an Order of summary judgment dismissing plaintiff's complaint, and said motion having come to be heard by the Court on June 20, 2018, and

Now, upon reviewing defendants' Notice of Motion and the Affirmation of Aaron M. Adoff, Esq. dated January 9, 2018 with attached exhibits, and the Memorandum of Law submitted on behalf of defendants in support of said motion; and the Affirmation of Terrence P. Higgins, Esq. dated May 24, 2018 with attached exhibits, and Memorandum of Law on behalf of plaintiff in opposition to said motion; and the Reply Affirmation of Aaron M.

Adoff, Esq. dated June 13, 2018 with attached exhibits, and Reply Memorandum of Law on behalf of defendants in further support of said motion; and

NOW upon hearing oral argument of Aaron M. Adoff, Esq. on behalf of defendants in support of said motion; and Terrence P. Higgins, Esq. on behalf of plaintiff in opposition to said motion, and due deliberation being given thereto, it is hereby

ORDERED that defendants' motion is in all respects denied.

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Hon. Paul B. Wojtaszak  
Justice of the Supreme Court

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