

**SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
FOURTH JUDICIAL DEPARTMENT**

Michelle Fairman v. County of Monroe

2025 NY Slip Op 07144 (Supreme Court of the State of New York Appellate Division Fourth Judicial
Department 2025) · No. 820 CA 24-00791 · Decided December 23, 2025

SUMMARY

The Appellate Division, Fourth Department, unanimously affirmed an order denying the County of Monroe's motion to dismiss the plaintiff's first and seventh causes of action. The action arose under the Adult Survivors Act, and the court adopted the reasoning of its memorandum decision in *Wade v County of Monroe*.

OPINION

PER CURIAM.

Fairman v County of Monroe (2025 NY Slip Op 07144) Fairman v County of Monroe 2025 NY Slip Op 07144 Decided on December 23, 2025 Appellate Division, Fourth Department Published by New York State Law Reporting Bureau pursuant to Judiciary Law § 431. This opinion is uncorrected and subject to revision before publication in the Official Reports. Decided on December 23, 2025 SUPREME COURT OF THE STATE OF NEW YORK Appellate Division, Fourth Judicial Department PRESENT: MONTOUR, J.P., SMITH, GREENWOOD, NOWAK, AND KEANE, JJ. 820 CA 24-00791 [*1]MICHELLE FAIRMAN, PLAINTIFF-RESPONDENT, v COUNTY OF MONROE, DEFENDANT-APPELLANT ET AL., DEFENDANT.

(APPEAL NO. 5.) JOHN P. BRINGEWATT, COUNTY ATTORNEY, ROCHESTER (ALISSA M. BRENNAN OF COUNSEL), FOR DEFENDANT-APPELLANT. SLATER SLATER SCHULMAN, LLP, MELVILLE (NARAJ JAYANT PAREKH OF COUNSEL), FOR PLAINTIFF-RESPONDENT. Appeal from an order of the Supreme Court, Monroe County (Joseph D. Waldorf, J.), entered April 19, 2024, in an action pursuant to the Adult Survivors Act.

The order, insofar as appealed from, denied that part of the motion of defendants to dismiss plaintiff's first and seventh causes of action against defendant County of Monroe. It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs. Same memorandum as in *Wade v County of Monroe* ([appeal No. 1] — AD3d — [Dec. 23, 2025] [4th Dept 2025]).

Entered: December 23, 2025 Ann Dillon Flynn Clerk of the Court

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