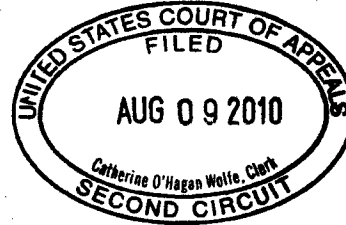


MANDATE

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 9th day of August, two thousand and ten.

BEFORE: ROSEMARY S. POOLER,
PETER W. HALL,
DEBRA ANN LIVINGSTON,
Circuit Judges.



COMMUNITY BANK, N.A.,

Appellant,

v.

STEPHEN RIFFLE, LORA RIFFLE,

*Appellees.**

JUDGMENT

Docket No. 08-4440-bk

The appeal in the above-captioned case from the United States District Court for the Western District of New York was submitted on the District Court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the judgment of the District Court is AFFIRMED in accordance with the opinion of this Court.

FOR THE COURT,
Catherine O'Hagan Wolfe,
Clerk


Catherine O'Hagan Wolfe

Joy Fallek, Administrative Attorney

* The Clerk of Court is directed to amend the official caption in this case to conform to the listing of the parties above.

MANDATE ISSUED ON 09/07/2010

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe

