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

No. 237 SSM 28
Mary T. Heltz,
 Appellant,
 v.
Bruce S. Barratt et al.,
 Respondents.

Submitted by Scott R. Hapeman, for appellant.
Submitted by Andrew J. Kowalewski, for respondents.

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On review of submissions pursuant to section 500.11 of the Rules,
order affirmed, with costs. Plaintiff failed to produce
admissible evidence raising a triable issue of fact concerning
whether defendant Barratt had an opportunity to avoid the
collision. Chief Judge Lippman and Judges Read, Smith, Pigott,
Rivera and Abdus-Salaam concur.

Decided December 17, 2014