

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D33377
W/prt

_____AD3d_____

Submitted - November 28, 2011

PETER B. SKELOS, J.P.
JOHN M. LEVENTHAL
ARIEL E. BELEN
SHERI S. ROMAN, JJ.

2010-09033

DECISION & ORDER

In the Matter of Country-Wide Insurance Company,
appellant, v Deyanira Baldera, respondent.

(Index No. 8313/09)

Jaffe & Koumourdass, LLP, New York, N.Y. (Jean H. Kang of counsel), for appellant.

Harold Chetrick, P.C., New York, N.Y., for respondent.

In a proceeding pursuant to CPLR article 75 to vacate an arbitration award dated April 14, 2010, the petitioner appeals from a judgment of the Supreme Court, Queens County (Rios, J.), entered August 9, 2010, which, upon an order of the same court dated July 16, 2010, denying the petition and confirming the award, is against it and in favor of Deyanira Baldera in the amount of the arbitration award.

ORDERED that the judgment is affirmed, with costs.

Contrary to the petitioner's contentions, the Supreme Court properly denied its petition to vacate an arbitration award, and confirmed the award (*see generally* CPLR 7511[b][1][iv]; *Matter of Channel Textile Co. v Items, Inc. of Cal.*, 156 AD2d 302).

SKELOS, J.P., LEVENTHAL, BELEN and ROMAN, JJ., concur.

ENTER:


Aprilanne Agostino

Clerk of the Court

December 20, 2011

MATTER OF COUNTRY-WIDE INSURANCE COMPANY v BALDERA