______ This memorandum is uncorrected and subject to revision before publication in the New York Reports. _____ No. 201 In the Matter of Bob Parkhurst, Claimant, v. United Rentals Aerial Equipment, Inc., et al., Appellants. Workers' Compensation Board, Respondent. _____ In the Matter of James Arthur Robinson, Claimant, v. Gould Pumps ITT et al., Appellants. Workers' Compensation Board, Respondent. Jacklyn M. Penna, for appellants. Steven C. Wu, for respondent Workers' Compensation Board.

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Order affirmed, with costs (<u>see Matter of Raynor v Landmark</u> <u>Chrysler</u>, ____ NY3d ____ [decided today]). Judges Ciparick, Graffeo, Read, Smith, Pigott and Jones concur. Chief Judge Lippman took no part.

Decided November 15, 2011