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This memorandum is uncorrected and subject to revision before  
publication in the New York Reports.  
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No. 242 SSM 37  
In the Matter of Harvey Hardy,  
                    Claimant,  
                    v.  
Trico et al.,  
                    Appellants,  
et al.,  
                    Respondent.  
Workers' Compensation Board,  
                    Respondent.

                    Submitted by Jared Garlipp, for appellants.  
                    Submitted by Steven C. Wu, for respondent Workers'  
Compensation Board.

\* \* \* \* \*

On review of submissions pursuant to section 500.11 of the Rules,  
order affirmed, with costs (see Matter of Raynor v Landmark  
Chrysler, \_\_\_ NY3d \_\_\_ [decided today]). Judges Ciparick,  
Grafteo, Read, Smith, Pigott and Jones concur. Chief Judge  
Lippman took no part.

Decided November 15, 2011