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

No. 140 SSM 9
Mark A. Prine,
Appellant,
v.
Adam M. Santee,
Appellant,
Simon M. Coal-Aloor,
Defendant,
Anna Torres,
Respondent.

Submitted by Edward J. Markarian, for appellant Prine.
Submitted by Katelyn E. Dieffenderfer, for appellant
Santee.
Submitted by Jill Z. Florkowski, for respondent.

MEMORANDUM:

The order of the Appellate Division should be affirmed,
with costs.

Viewing the evidence in a light most favorable to
plaintiff Mark A. Prine and defendant Adam M. Santee (see e.g.

Branham v Loews Orpheum Cinemas, Inc., 8 NY3d 931, 932 [2007]), defendant Anna Torres demonstrated her entitlement to summary judgment dismissing the complaint and all cross claims against her. The nonmoving parties failed to raise a triable issue of fact as to whether Torres's actions as the lead driver in this four-vehicle-chain-reaction accident constituted a contributing cause of the collision (cf. Tutrani v County of Suffolk, 10 NY3d 906, 907-908 [2008]).

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On review of submissions pursuant to section 500.11 of the Rules, order affirmed, with costs, in a memorandum. Chief Judge Lippman and Judges Graffeo, Read, Smith, Pigott and Rivera concur.

Decided May 7, 2013