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

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No. 243 SSM 22

Bruno Kearney Architects, LLP,  
Appellant,

v.

Lisa Rose,  
Respondent.

Submitted by John M. Rondello, Jr., for appellant.  
Submitted by Donald R. Hammil, for respondent.

\* \* \* \* \*

On review of submissions pursuant to section 500.11 of the Rules,  
order affirmed, with costs, and judgment absolute dismissing the  
complaint granted upon plaintiff's stipulation. The Appellate  
Division correctly determined that plaintiff was not entitled to  
recovery against defendant. Chief Judge Lippman and Judges  
Grafteo, Read, Smith, Pigott and Abdus-Salaam concur.  
Judge Rivera took no part.

Decided September 10, 2013