

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

No. 90 SSM 2
In the Matter of McIver-Morgan,
Inc.,
Respondent,
v.
Christopher Dal Piaz, et al.,
Appellants.

Submitted by Ahmed A. Massoud, for appellants.
Submitted by Edward S. Feldman, for respondent.

* * * * *

On review of submissions pursuant to section 500.11 of the Rules,
order affirmed, with costs, and the certified question not
answered upon the ground that it is unnecessary. The Appellate
Division correctly determined that vacatur of the arbitration
award would require an impermissible fact-intensive review by the
courts. Chief Judge Lippman and Judges Graffeo, Read, Smith,
Pigott and Abdus-Salaam concur. Judge Rivera took no part.

Decided February 18, 2014