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

No. 107 SSM 15

Ronald J. Papa et al., &c., Appellants,

v.

Associated Indemnity Corporation, Respondent,

et al.,

Defendant.

Submitted by Elizabeth A. Kraengel, for appellants. Submitted by Steven E. Peiper, for respondent Associated Indemnity Corporation.

Submitted by Sean W. Costello, for respondent D&D Power, Inc.

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On review of submissions pursuant to section 500.11 of the Rules, order, insofar as appealed from, affirmed, with costs. The Appellate Division properly concluded that the insurance policy's water damage exclusion and endorsement apply under these circumstances. Chief Judge DiFiore and Judges Rivera, Stein, Fahey, Garcia and Wilson concur. Judge Feinman took no part.

Decided June 22, 2017