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

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No. 137 SSM 16  
Rosemarie A. Herman, &c., et al.,  
Respondents,  
Avon Bard LLC, et al.,  
Plaintiffs,  
v.  
Julian Maurice Herman, et al.,  
Appellants,  
Michael Offit, et al.,  
Defendants.  
(And a Third-Party Action.)

Submitted by John Siegal, for appellants.  
Submitted by Natasha Shishov, for respondents.

\* \* \* \* \*

On review of submissions pursuant to section 500.11 of the Rules,  
order affirmed, with costs, and certified question answered in  
the affirmative. Supreme Court did not abuse its discretion in  
precluding defendant Julian Maurice Herman from participating in  
the inquest to assess damages against him. Moreover, the denial  
of that defendant's cross motion was proper. Chief Judge DiFiore  
and Judges Rivera, Stein, Fahey, Garcia and Wilson concur. Judge  
Feinman took no part.

Decided October 12, 2017