

Oates v New York City Tr. Auth.
2016 NY Slip Op 07707
Decided on November 17, 2016
Court of Appeals
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Decided on November 17, 2016

No. 223 SSM 34

[*1]Miriam Levy Oates, as Administratrix of the Estate of Rachel Levy, Deceased, et al., Respondents,

v

New York City Transit Authority, Appellant, et al., Defendants.

Submitted by Lawrence Heisler, for appellant.

Submitted by Paige R. Butler, for respondents.

On review of submissions pursuant to section 500.11 of the Rules, order affirmed, with costs. The Appellate Division correctly determined that legally sufficient evidence supported the jury's findings of negligence and entitlement to damages for decedent's conscious pain and suffering. Chief Judge DiFiore and Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia concur.