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McMullin v. Village of Spring Valley

Supreme Court, Appellate Division, Second Department, New York - April 15, 2026 - N.Y.S.3d - 2026 WL 1016922 - 2026 N.Y. Slip Op. 02261

Administrator of decedent's estate brought action against village to recover damages for negligence and wrongful death, alleging that decedent suffered personal injuries and death following encounter with police officers who were employed by village police department.

Following completion of discovery, the Supreme Court, Rockland County, granted village's motion for summary judgment dismissing the complaint. Administrator appealed.

The Supreme Court, Appellate Division, held that governmental-function-immunity defense applied to provide village immunity to liability on administrator's claims.

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