## State of New York Supreme Court, Appellate Division Third Judicial Department 518-471-4777

## **SESSION CALENDAR FOR TUESDAY, APRIL 20, 2021**

#### 1:00 P.M. SESSION

#### GA E A PR RE

BENCH POSITION: PRITZKER, J., EGAN JR., J., GARRY, P.J., AARONS, J., REYNOLDS FITZGERALD, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

| Calendar<br>No. | Case<br>No. | Title                                                                                                                                                    | Time<br>Allocated |
|-----------------|-------------|----------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| (1)             | 110266      | PEOPLE v MALIK DAWSON  Appellant - James A. Bartosik Jr., Esq. Stephen W. Herrick, Albany County Public Defender (Malik Dawson)                          | Remote<br>10      |
|                 |             | Respondent - Vincent Stark, Esq. P. David Soares, Albany County District Attorney                                                                        | 10                |
| (2)             | 530751      | CONNORS v JANNUZZO  Appellant - James T. Potter, Esq. Hinman Straub PC (Jeffrey A. Jannuzzo)                                                             | Remote<br>10      |
|                 |             | Respondent - J.P. Wright, Esq. Bond, Schoeneck & King (Patrick Connors)                                                                                  | 10                |
| (3)             | 531598      | MATTER OF VERTUCCI v NEW YORK STATE DEPT. OF TRANSP.  Appellant - Beezly J. Kiernan, Esq.                                                                | Remote            |
|                 |             | AG Letitia James (New York State Dept. of Transportation,et al.)  Respondent - Paul E. Davenport, Esq.  Whiteman Osterman & Hanna LLP (Anthony Vertucci) | 10                |
| (4)             | 531110      | STATE OF NEW YORK v VAYU, INC.  Appellant - Dustin J. Brockner, Esq.  AG Letitia James (State of New York)                                               | Remote<br>10      |

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| Calendar<br>No. | Case<br>No.       | Title                                                                                                                                                                            | Time<br>Allocated   |
|-----------------|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|
| (5)             | 531135            | MATTER OF SPENCE v STATE UNIV. OF NEW YORK  Appellant - David J. Friedman, Esq.  New York State Public Employees Federation (Wayne Spence)  Respondent - Joseph M. Spadola, Esq. | <b>Remote</b> 10    |
|                 |                   | AG Letitia James<br>(State University of New York)                                                                                                                               |                     |
| (6)             | 531555            | ABREU v RODRIGUEZ  Appellant - Christopher A. Guetti, Esq. Smith Dominelli & Guetti LLC (Jose Rodriguez, et al.)                                                                 | Remote<br>10        |
|                 |                   | Respondent - Tobi R. Salottolo, Esq. Proner & Proner (Daniel Abreu)                                                                                                              | 10                  |
| (7)             | 531787            | JAMES B. NUTTER & CO. v COUNTY OF SARATOGA  Appellant - Gregory N. Blase, Esq.  K&L Gates LLP LLC  (James B. Nutter & Co.)  Respondent - Michael J. Hartnett, Esq.               | Remote<br>10<br>SUB |
| (8)             | 110789/<br>111234 | PEOPLE v AMANDA ROBINSON                                                                                                                                                         | SUB                 |
| (9)             | 110405            | PEOPLE v KEVIN GUERRERO                                                                                                                                                          | SUB                 |
| (10)            | 528505            | MATTER OF RONAN L.                                                                                                                                                               | SUB                 |
| (10)            | 528506            | MATTER OF RONAN L.                                                                                                                                                               | SUB                 |
| (11)            | 530398            | MATTER OF USEWICZ v NOZBESTOS CONSTR. CORP.                                                                                                                                      | SUB                 |

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| Calendar<br>No. | Case<br>No.       | Title                                        | Time<br>Allocated |
|-----------------|-------------------|----------------------------------------------|-------------------|
| (12)            | 110406/<br>110424 | PEOPLE v RAMEL S. ALEXANDER                  | SUB               |
| (13)            | 530076            | MATTER OF DJUKANOVIC v METROPOLITAN CLEANING | SUB               |
| (14)            | 530510            | MATTER OF OZORIA v ADVANTAGE MGT ASSN.       | SUB               |
| (15)            | 110743            | PEOPLE v DAVID BROWN                         | SUB               |