

**HON. PATRICK H. NeMOYER**  
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<b>Law Clerk:</b>	<b>Daniel C. Murphy, Esq.</b>	<b>845-9481</b>
<b>Secretary:</b>	<b>Nancy J. Schwendler</b>	<b>845-9480</b>
<b>Court Clerk:</b>	<b>Kevin O'Connor</b>	<b>845-9429</b>
<b>Court Reporter:</b>	<b>Amy Fagnan</b>	<b>845-3613</b>

**MOTIONS:**     **There are no special term dates. Dates and times of all motions are as scheduled by the Court. Please call secretary to schedule.**

**Civil:**

All moving papers, answering papers, and legal memoranda must be sent to chambers **as soon as possible after service on opponent, but at least two [2] days prior to the return date. Work (hard) copies of all papers must be submitted to chambers in all e-filed cases.** Original papers are not required. Oral argument (which typically takes place in chambers) is required in all cases, except when disposed with by the Court. Discovery motions must include an affirmation of good faith. Generally, TROs will be granted only upon notice to the opposing litigant/attorney. TROs sought in cases assigned to another IAS judge will be granted only with the prior approval of that IAS judge or his/her law clerk. Motions (and any accompanying preliminary or status conference) will not be adjourned except by or with the consent of counsel for the moving party **and** the permission of the Court **and** the assignment by court staff of a new return date for the motions/conference. No “general adjournments” will be granted.

**Matrimonial:**

All moving papers, answering papers, memoranda and special term notes of issue must be sent to chambers **as soon as possible after service on opponent, but at least two [2] days prior to return date. Work (hard) copies of all papers must be submitted to chambers in all e-filed cases.** Original papers are not required. Oral argument is not required if the attorneys agree to submit. Motions will not be adjourned except by or with the consent of counsel for the moving party **and** the permission of the Court **and** the assignment by court staff of a new return date for the motion. No “general adjournments” will be granted. If the motion is for omnibus relief, the motion will be converted to a conference within one [1] week of return date.

**CONFERENCES:**

**Civil:**

Preliminary conferences are as scheduled by the Court upon its receipt of the RJI. Subsequent status conferences are as scheduled by the Court at the preceding conference. Conferences are conducted before the IAS judge or his law clerk; appearances by telephone are not permitted except with prior permission of the Court. No pleadings or other papers need be submitted, but it will be appreciated if a synopsis of the case’s facts and procedural/settlement posture is sent to the Court in advance of the preliminary conference. No adjournments will be granted except on consent of all parties **and** the

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assignment by court staff of a new date for the conference. No “general adjournments” will be granted. Adjournments must comply with the requirement that a preliminary conference be conducted within forty-five [45] days of the filing of the RJI. No same-day adjournments will be granted without a medical or other good excuse and without speaking first to court staff and obtaining an adjournment date.

### **Matrimonial:**

Preliminary conferences to settle are permitted and encouraged. Divorces may be proven up but no judgment of divorce will be signed without the filing of a calendar note of issue.

### **TRIALS AND REFERENCES:**

#### **Civil**

The Court adheres strictly to its trial calendar; adjournments of trial require a showing of compelling circumstances. No adjournments of trial will be granted other than by the Judge or his staff during a pretrial conference convened to address that issue.

Marked pleadings and papers for motions *in limine* must be submitted at least one [1] day prior to start of trial. Formal requests to charge and proposed verdict sheets must be submitted prior to summations. The charge conference will be held following the completion of proof, unless otherwise directed by the Court.

### **Matrimonial:**

References to law clerk to hear and report may be ordered in cases involving divorces on stipulation and contested financial issues. Default papers must be submitted to the Court in advance. Signed and granted judgments of divorce and referee’s reports will be held by the Court pending receipt of the filed note of issue.