

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-327
Ind. No. 5648/10

Wissam Barakat,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of resentence of the Supreme Court, New York County, rendered on or about June 21, 2011,

Now, upon reading and filing the stipulation of the parties hereto, filed January 21, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Shareholder Representative Services,
LLC, et al.,
Plaintiffs-Respondents,

-against-

M-874X
Index No. 650526/11

VisionChina Media Inc., Vision Best
Limited,
Defendants-Appellants.

-----X

Appeals having been taken from the order of the Supreme Court, New York County, entered on or about February 19, 2014 (mot. seq. nos. 012, 014),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" February 19, 2014, and due deliberation having been had thereon,

It is ordered that the appeals are withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

Myrtle P. Bernard,
Plaintiff-Appellant,

-against-

M-1853X
Index No. 3107/13

Cupertino Bernard,
Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about January 24, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" April 14, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Rovel Vital, et al.,
Plaintiffs-Respondents,

-against-

M-1854X
Index No. 311293/11

John P. Picone, Inc., et al.,
Defendants-Appellants.
-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about December 5, 2013,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" April 14, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

CF HY LLC,
Plaintiff-Appellant,

-against-

M-6474
Index No. 601579/08

Hudson Yards LLC, et al.,
Defendants,

Baruch Singer,
Defendant-Respondent.

-----X

Appeals having been taken from the orders of the Supreme Court, New York County, entered on or about November 19, 2012 (mot. seq. nos. 20, 23),

Now, upon reading and filing the stipulation of the parties hereto, dated December 10, 2013, and due deliberation having been had thereon,

It is ordered that the appeals, previously perfected for the November 2013 Term, are withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

Pavonix, Inc., etc., et al.,
Plaintiffs-Appellants,

-against-

M-6254
Index No. 651182/11

Vista Equity Partners, LLC, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about April 4, 2013,

Now, upon reading and filing the stipulation of the parties hereto, dated December 2, 2013, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the January 2014 Term, is withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Ana Paula Henkel, Individually and
Derivatively on behalf of Bidone Nero
Ltd.,
Plaintiff-Appellant,

-against-

M-1826
Index No. 650425/12

Floriana Raglione Masiero, et al.,
Defendants-Respondents,

Bidone Nero Ltd.,
Nominal Defendant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about March 18, 2013 (mot. seq. no. 004),

Now, upon reading and filing the stipulation of the parties hereto, dated April 9, 2014, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the April 2014 Term, is withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Dianne T. Renwick
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Barclays Bank México, S.A., etc.,

Plaintiff-Respondent,

-against-

M-927
Index No. 651226/13

Urbi Desarrollos Urbanos, S.A.B. De C.V.,

Defendant-Appellant.
-----X

Defendant-appellant having moved for reargument of the decision and order of this Court entered February 11, 2014 (Appeal No. 11698),

Now, upon reading and filing the stipulation of the parties hereto, dated June 5, 2014, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
In the Matter of the Application of

The Bank of New York Mellon, etc., et al.,
Petitioners,

For an order, pursuant to CPLR § 7701, M-799
seeking judicial instructions and approval Index No. 651786/11
of a proposed settlement.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about May 21, 2013,

And appellants having moved for an enlargement of time to perfect the appeal, or other relief,

Now, upon reading and filing the stipulation of the parties hereto, dated March 3, 2014, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Vladimira Koch, also known as Vlad'ka Koch,
Plaintiff-Appellant,

Michael Koch,
Plaintiffs,

-against-

M-1390
Index No. 112337/07

Sheresky, Aronson & Mayefsky LLP,
et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about November 29, 2013,

And plaintiff having moved for a stay of Vladimira Koch's, also known as Vlad'ka Koch, appearance for continuation of her deposition, and related relief,

Now, upon reading and filing the stipulation of the parties hereto, dated April 14, 2014, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Adelei Padilla,
Plaintiff-Appellant,

-against-

M-1857
Index No. 303454/10

Montefiore Medical Center, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about June 21, 2013,

And plaintiff-appellant having moved for certain relief related to the appeal,

Now, upon reading and filing the papers with respect to the motion, and the correspondence from counsel for defendants-respondents, dated May 19, 2014, and due deliberation having been had thereon, it is

Ordered that the motion is deemed withdrawn in accordance with the aforesaid correspondence.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
In the Matter of

Brenda M.,
Petitioner-Respondent,

-against-

Enrique M.,
Respondent-Appellant.

M-3434
Docket No. V-13575-13/13A
V-13576-13/13A

-----X

An appeal having been taken from the order of the Family Court, Bronx County, entered on or about June 25, 2013,

And respondent-appellant having moved for an order staying the aforesaid order, and other relief,

Now, upon reading and filing the stipulation of the parties hereto, dated October 11, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
In the Matter of the Application of
Margaret L. Donovan, The Twin Towers
Alliance,
Petitioner,

-against-

Judge Warren P. Hauben, etc.,
Respondent.

M-4559
Index No. 111865/11

-----X
An appeal having been taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about April 24, 2012 (mot. seq. no. 002),

And petitioner having moved for reargument of this Court's prior order entered July 9, 2013 (M-2290) which dismissed said appeal,

Now, upon reading and filing the stipulation of the parties hereto, dated October 4, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Lakeisha Armstrong,
Plaintiff-Respondent,

-against-

M-4648
Index No. 301142/07

Lafayette-Boynton Apartment Corporation
also known as Lafayette Boynton Housing
Corp., AP Morrison LLC, World Class
Mangement, Inc.,
Defendants-Respondents-Appellants,

-and-

A,R, & R Security, Inc.,
Defendant-Appellant-Respondent.

(And a third-party action)

-----X

Appeals having been taken from the order of the Supreme Court, Bronx County, entered on or about November 27, 2012,

And defendant-appellant A,R, & R Security, Inc. having moved for an enlargement of time to perfect said appeals,

And an order of this Court having been entered on December 10, 2013 (M-4772X), withdrawing the aforesaid appeals,

Sua sponte, it is ordered that the motion is deemed withdrawn in accordance with the aforesaid order of this Court entered December 10, 2013 (M-4772X).

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Echostar Satellite L.L.C.,
Plaintiff-Appellant,

-against-

ESPN, Inc., et al.,
Defendants-Respondents.

M-5152
Index No. 600282/08

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, entered on or about November 14, 2012, and said appeal having been perfected,

And defendants-respondents having moved for leave to strike plaintiffs appellate brief, and for related relief,

Now, upon reading and filing the stipulation of the parties hereto, dated March 6, 2014, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
In the Matter of a Proceeding for

Custody and/or Visitation Under
Article 6 of the Family Court Act.

- - - - -

Kevin McK.,
Petitioner-Respondent,

M-5187
Docket Nos. V-1438/08
V-15245/07

-against-

Elizabeth A. E.,
Respondent-Appellant.

- - - - -

Colleen Samuels, Esq.,
Attorney for the Child.

-----X

An appeal having been taken from the order of the Family Court, New York County, entered on or about April 10, 2012, and said appeal having been decided (Appeal No. 10461, October 1, 2013),

And attorney for the child Lucas McK., having moved for a stay of this Court's order entered on October 1, 2013 (Appeal No. 10461),

Now, upon reading and filing the stipulation of the parties hereto, dated October 18, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5230
Case No. 5805C/08

Vilson Vatic,
Defendant-Appellant.

-----X

Defendant-appellant having moved for relief in the nature of a writ of error coram nobis with respect to the judgment of the Supreme Court, Bronx County, rendered on or about January 13, 2009, and for related relief,

Now, upon reading and filing the stipulation of the parties hereto, dated March 5, 2014, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Henry Ward,
Plaintiff-Respondent,

-against-

Lincoln Electric Company,
Defendant-Appellant.

M-5248
Index No. 300931/12

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about September 11, 2013, and said appeal having been heard and decided (Appeal No. 12227, April 17, 2014),

And defendant-appellant having previously moved for an order staying trial in the above-entitled action, pending hearing and determination of the aforesaid appeal,

Now, upon reading and filing the stipulation of the parties hereto, dated November 11, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid previously filed stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Board of Managers of 542 Laguardia
Place Condominium, etc.,
Plaintiff-Respondent,

-against-

M-5540
Index No. 106241/11

Defcofin LLC, also known as Decofin LLC,
Defendant-Appellant,

Lucaricci, et al.,
Defendant,

Gowanus Inn, Inc.,
Intervenor-Appellant.

-----X

An appeal having been taken from the orders of the Supreme Court, New York County, entered on or about January 30, 2013, March 12, 2013, September 9, 2013, September 12, 2013 and September 13, 2013, respectively,

And defendant-appellant Defcofin LLC, also known as Decofin LLC, having moved for a stay of enforcement of the aforesaid orders, and other relief,

Now, upon reading and filing the stipulation of the parties hereto, dated October 29, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Yousef Yahudaii,
Plaintiff-Appellant-Respondent,

-against-

M-5790
Index No. 103449/08

Nourallah Baroukhian, etc.,
Defendant-Appellant-Respondent.

Manouchehr Malekan, et al.,
Defendants.

-----X

An appeal and cross appeal having been taken from the order of the Supreme Court, New York County, entered on or about April 5, 2012, and said appeal having been perfected,

And defendant-appellant Nourallah Baroukhian having moved for dismissal of said appeal,

Now, upon reading and filing the papers submitted on the motion, including the correspondence from Bailey & Sherman, P.C. (Anthony V. Gentile, of counsel) filed December 23, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid correspondence.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Andrew Kolchins,
Plaintiff-Respondent,

-against-

Evolution Markets Inc.,
Defendant-Appellant.

M-5817
Index No. 653536/12

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about August 19, 2013, and said appeal having been heard (Appeal No. 12100),

And plaintiff-respondent having moved for an order staying all proceedings pending hearing and determination of said appeal,

Now, upon reading and filing the stipulation of the parties hereto, dated November 12, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5853
Ind. No. 1453/13

Davon Powell,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about July 2, 2013,

And assigned counsel, Robert S. Dean, Esq. having moved for an order relieving him as counsel,

Now, upon reading and filing the stipulation of the parties hereto, dated November 27, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Lynnece L. Acosta, et al.,
Plaintiffs-Respondents,

-against-

M-6125
Index No. 304677/10

Consolidated Edison Company of
New York, Inc., et al.,
Defendants-Respondents,

Maspeth Supply Company,
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about July 30, 2013,

And plaintiffs-respondents having moved for an order enlarging the time to file a respondents brief,

Now, upon reading and filing the stipulation of the parties hereto, dated November 27, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Cosme Morel,
Plaintiff-Respondent,

-against-

M-6298
Index No. 112782/10

The Holy Spirit Association for the Unification of World Christianity,
Defendants-Respondents,

M&T Real Estate Trust, et al.,
Defendants.

-----X
The Holy Spirit Association for the Unification of World Christianity,
New York Hotel Management Company,
Inc.,
Third-Party Plaintiffs-Appellants,

M&T Real Estate Trust,
Third-Party Plaintiff,

-against-

Third-Party
Index No. 590138/12

34th Street Diner, Inc., doing business as Tick Tock Diner,
Third-Party Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about August 10, 2012,

And third-party plaintiffs-appellants The Holy Spirit Association for the Unification of World Christianity having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the stipulation of the parties hereto, dated December 18, 2013, and due deliberation having been had thereon,

It is ordered that the motion and appeal are deemed withdrawn in accordance with the aforesaid stipulation.

ENTER:



DEPUTY CLERK

(Corrected Order March 19, 2015)

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
112 West 34th Street Associates, LLC,
Defendant-Appellant,

-against-

112-1400 Trade Properties, LLC,
Plaintiff-Respondent.

M-2209
DC # 1
Index No. 100846/09

-----X

An appeal having been taken by defendant-appellant from the orders of the Supreme Court, New York County, entered on or about **October 10, 2012**, respectively,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
AQ Asset Management LLC, etc., et al.,
Plaintiffs-Respondents,

-against-

M-5217
Index No. 652367/10

Michael Levine,
Defendant-Respondent,

Habsburg Holdings Ltd. and Osvaldo
Patrizzi,
Defendants-Appellants.

-----X

A decision and order of this Court having been issued in the above-captioned matter on October 3, 2013 (Appeal Nos. 10209N, 10210N, 10211N, 10212N),

And plaintiffs-respondents having moved for a stay of the aforesaid order of this Court entered on October 3, 2013, and for related relief,

And an order of this Court having been entered on December 31, 2013 (M-5738), denying plaintiffs-respondents motion for reargument or leave to appeal to the Court of Appeals from the aforesaid order of this Court entered October 3, 2013,

Now, upon reading and filing the papers submitted on the motion and the order of this Court entered on December 13, 2013 (M-5738), and due deliberation having been had thereon,

It is ordered that the motion is denied, as moot.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
511 East 83rd St. Realty, LLC,
Plaintiff-Respondent,

-against-

Pericles Tsapogas, Esq., et al.,
Defendant-Appellant.

M-2210
DC # 2
Index No. 112873/08

-----X

An appeal having been taken by defendant-appellant from the order of the Supreme Court, New York County, entered on or about October 13, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Bill Bace,
Petitioner-Appellant,

-against- M-2213
DC # 5
Park East Madison Cleaners, et al., Index No. 401042/11
Respondents-Respondents.

-----X

An appeal having been taken by defendant-appellant from the orders of the Supreme Court, New York County, entered on or about April 28, 2011 and June 9, 2011, respectively,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

Bill Bace,
Petitioner-Appellant,

-against-

Tai May Realty,
Defendants-Respondents.

M-2215
DC # 6
Index No. 400803/08

-----X

An appeal having been taken by defendant-appellant from the order of the Supreme Court, New York County, entered on or about April 7, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

Michael C. Digennaro,
Plaintiff-Respondent,

-against-

New York City Transit Authority, et al.,
Defendants-Appellants.

M-2221

DC # 12

Index No. 112249/07

-----X

An appeal having been taken by defendant-appellant from the order of the Supreme Court, New York County, entered on or about August 3, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Wendell Hauser,
Petitioner-Appellant,

-against-

New York City Housing Authority, et al., Index No. 400084/12
Respondents-Respondents.

M-2222

DC # 13

-----X

An appeal having been taken by petitioner-appellant from the judgment of the Supreme Court, New York County, entered on or about June 25, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Victor J. Magramm,
Petitioner-Appellant,

-against-

City of New York Department of Housing
Preservation and Development,
Respondent-Respondent.

M-2225
DC # 17
Index No. 113203/05

-----X

An appeal having been taken by petitioner-appellant from the order of the Supreme Court, New York County, entered on or about December 7, 2005,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Jose A. Maldonado, et al.,
Petitioners-Appellants,

-against-

State of New York Department of Motor
Vehicles, et al.,
Respondents-Respondents.

M-2226
DC # 18
Index No. 260506/12

-----X

An appeal having been taken by petitioner-appellant from the order of the Supreme Court, Bronx County, entered on or about January 14, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Jagadish C. Manohar,
Plaintiff-Appellant,

-against-

City of New York Human Resources
Administration,
Defendant-Respondent.

M-2227
DC # 19
Index No. 602075/07

-----X

An appeal having been taken by plaintiff-appellant from the order of the Supreme Court, New York County, entered on or about December 14, 2007,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

Fernando Mateo, et al.,
Plaintiffs-Respondents,

-against-

Henry Vargas, et al.,
Defendant-Appellant.

M-2228
DC # 20
Index No. 602043/09

-----X

An appeal having been taken by defendant-appellant from the order of the Supreme Court, New York County, entered on or about February 3, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Lorraine Munroe,
Claimant-Appellant,

-against-

The State of New York,
Defendant-Respondent.

M-2231
DC # 23
Claim No. 120687

-----X

An appeal having been taken by appellant from the order of the Court of Claims, New York County, entered on or about January 7, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

Abdo Muzib,
Plaintiff-Respondent,

-against-

The City of New York, et al.,
Defendants-Appellants.

M-2232
DC # 24
Index No. 104172/08

-----X

An appeal having been taken by defendants-appellants from the order of the Supreme Court, New York County, entered on or about August 27, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Yisraeli Shibolet, et al.,
Plaintiffs-Respondents,

-against-

Waterscience, Inc., et al.,
Defendants-Appellants.

M-2236
DC # 28
Index No. 112213/07

-----X

An appeal having been taken by defendants-appellants from the orders of the Supreme Court, New York County, entered on or about April 1, 2011 and January 10, 2012, respectively,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Amy R. Weissbrod,
Petitioner-Appellant,

-against-

Jorge DoPico, Esq., et al.,
Respondents-Respondents.

M-2238
DC # 30
Index No. 110774/11

-----X

An appeal having been taken by petitioner-appellant from the order of the Supreme Court, New York County, entered on or about November 22, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Ronald W. Welch,
Petitioner-Appellant,

-against-

New York City Housing Preservation
and Development,
Respondent-Respondent.

M-2239
DC # 31
Index No. 104051/12

-----X

An appeal having been taken by petitioner-appellant from the order of the Supreme Court, New York County, entered on or about June 10, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or appellant,

Now, upon the Court's own motion, it is

Ordered that the aforesaid appeal is dismissed.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Alice Aviles,
Petitioner,

For a Judgment, etc.,

-against-

New York State Office of Children
and Family Services, et al.,
Respondent.

M-2211
DC # 3
Index No. 102082/12

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York, entered on or about August 9, 2012,

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner,

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Stafford Chavis,
Petitioner,

For a Judgment, etc.,

-against-

City of New York Police Department,
et al.,
Respondents.

M-2217
DC # 8
Index No. 117431/06

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York, entered on or about July 23, 2004,

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner,

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Henry Cherry,
Petitioner,

For a Judgment, etc.,

-against-

Joel I. Klein, et al.,
Respondents.

M-2218
DC # 9
Index No. 111215/09

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York, entered on or about July 2, 2010,

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner,

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Lorrie Lee,
Petitioner,

For a Judgment, etc.,

-against-

New York City Housing Authority,
Respondent.

M-2223
DC # 17
Index No. 401536/12

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York, entered on or about October 15, 2012,

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner,

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Misael Motors, Inc., et al.,
Petitioners,

For a Judgment, etc.,

-against-

New York State Department of Motor
Vehicles, et al.,
Respondents.

M-2229
DC # 21
Index No. 260325/12

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, Bronx County, entered on or about October 11, 2012,

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner(s),

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Valerie Mohalland,
Petitioner,

For a Judgment, etc.,

-against-

New York City Department of Housing
Preservation and Development,
Respondent.

M-2230
DC # 22
Index No. 402308/12

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York, entered on or about February 21, 2013

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner,

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Marina Vance,
Petitioner,

For a Judgment, etc.,

-against-

New York City Commission on Human
Rights,
Respondent.

M-2237
DC # 29
Index No. 113818/11

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York, entered on or about April 13, 2013

And said proceeding not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and there being no response by counsel and/or petitioner,

Now, upon the Court's own motion, it is

Ordered that the aforesaid proceeding is dismissed.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

Alexander K. Lewis,
Defendant-Appellant.

M-2370
D.C. #140
Ind. No. 4147/11

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about February 28, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2375
D.C. #145
Ind. No. 2439/11

Donald Lopez,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about September 28, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2398
D.C. #155
Ind. No. 4344/07

Joseph Meldish,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about October 18, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2399
D.C. #156
Ind. No. 1028N/10

Kain Melendez,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 1, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

Habiyb Mohammed,
Defendant-Appellant.

M-2407
D.C. #161
Ind. No. 89/11

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 29, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

Francisco Moreno,
Defendant-Appellant.

M-2412
D.C. #165
Ind. Nos. 3789/10
3931N/11

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 1, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2414
D.C. #167
Ind. No. 4399/06

Gavin Murray,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about March 5, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2415
D.C. #168
Ind. No. 4410/07

Gavin Murray,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about November 10, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2423
D.C. #175
Ind. No. 1448/09

Osman Osman,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 30, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2426
D.C. #177
Ind. No. 3379/11

Andre A. Paul,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about March 7, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

Charles Raspa,
Defendant-Appellant.

M-2441
D.C. #191
Ind. No. 2394/09

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about May 2, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

Keither Rickerson,
Defendant-Appellant.

M-2445
D.C. #195
Ind. No. 2775/09

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about December 20, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

Edwin Santiago,
Defendant-Appellant.

M-2463
D.C. #213
Ind. No. 551/03

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about June 8, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-2464
D.C. #214
SCI No. 4802N/11

Miguel Santos,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 3, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

James Scullion,
Defendant-Appellant.

M-2465
D.C. #215
Case No. 79403C/10

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about November 18, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-2471
D.C. #218
Ind. No. 3651/08

Vernon Sharp,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about May 11, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2482
D.C. #227
Ind. No. 3185N/11

Morgan Soto,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about April 3, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

Jamel Stevens,
Defendant-Appellant.

M-2486
D.C. #228
Ind. Nos. 257/10
4364/11

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about May 17, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

Ronald Tackman,
Defendant-Appellant.

M-2487
D.C. #229
Ind. Nos. 6067/09
2293/08

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about July 21, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

John Thomas,
Defendant-Appellant.

-----X

M-2494
D.C. #235
Ind. No. 2623/10

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about September 21, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

George Thomas,
Defendant-Appellant.

-----X

M-2495
D.C. #236
Ind. No. 2797/11

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about February 2, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2515
D.C. #255
Ind. No. 7117/02

Rovell Washington,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about June 25, 2008,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2522
D.C. #261
Ind. No. 3006/08

Kevin J. Wyche,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about February 16, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the December 2014 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2429
D.C. #179
Ind. No. 6341/10

Lakisha Peppers,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about July 26, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the April 2015 Term and counsel is directed to so perfect.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
John W. Sweeny, Jr.
Karla Moskowitz
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
Hamilton Heights Funding LLC, as
assignee of People's United Bank,
as successor by merger to Bank of
Smithtown,
Plaintiff-Respondent,

-against-

M-2734
Index No. 116909/09

147 W. 129 Apt. Inc., et al.,
Defendants-Respondents.

- - - - -
Kourosh Gouyghadosh,
Intervenor-Appellant.
-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about February 25, 2014, and said appeal having been perfected,

And an order of this Court having been entered on April 29, 2014 (M-1485), inter alia, denying intervenor-appellant a stay of the foreclosure re-sale of a certain property pending hearing and determination of the aforesaid appeal,

And intervenor-appellant having moved for reargument of the aforesaid motion (M-1485), and for other relief,

And plaintiff-respondent having opposed the motion and having requested certain sanctions,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied in its entirety; and the request for sanctions denied without prejudice to renew should intervenor-appellant make a further application for interim relief prior to determination of the aforesaid appeal.

ENTER:



DEPUTY CLERK

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is deemed one for a determination of costs with respect to the aforesaid supplemental appendix and as such is granted to the extent of determining that the cost of preparing and filing the aforesaid supplemental appendix shall be borne by plaintiff-respondent, and otherwise denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Judith J. Gische
Darcel D. Clark, Justices.

-----X

Expo Development Corp.,
Plaintiff-Respondent,

-against-

M-1038
Index No. 305719/08

824 South East Boulevard Realty Corp.,
Defendant-Appellant,

New York State Department of
Taxation and Finance,
Defendant.

-----X

Defendant-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on January 28, 2014 (Appeal Nos. 11582N, 11583N and 11583NA),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
Rolando T. Acosta
Leland G. DeGrasse
Helen E. Freedman, Justices.

-----X

Michael Lambe,
Plaintiff-Appellant,

-against-

M-1867
Index No. 108486/10

Lenox Hill Hospital,
Defendant-Respondent,

Hayt, Hayt & Landau, LLP, et al.,
Defendants.

-----X

Plaintiff-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on April 3, 2014 (Appeal No. 12132),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzairelli
Rolando T. Acosta
David B. Saxe, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-132
Ind. No. 2493/91

Genaro Campos,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on April 30, 1998 (Appeal No. 1018), unanimously affirming a judgment of the Supreme Court, Bronx County (Stadmauer, J.), rendered on September 12, 1997,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that said application is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X
Community Counseling &
Mediation Services,
Plaintiff-Respondent-Appellant,

-against-

Richard Chera, et al.,
Defendants,

Next Generation Chera, LLC, etc.,
Defendant-Appellant-Respondent.

M-1741
Index No. 603997/06

Community Counseling &
Mediation Services,
Plaintiff-Appellant,

-against-

Richard Chera, et al.,
Defendants,

Long Island University
Defendant-Respondent.

-----X

Defendant-appellant-respondent having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on March 25, 2014 (Appeal Nos. 11854-55),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Leland G. DeGrasse
Helen E. Freedman
Judith J. Gische, Justices.

-----X

Jared Scharf,
Plaintiff-Appellant,

-against-

M-1827
Index No. 650644/12

Idaho Farmers Market Inc.,
Defendant-Respondent,

Andrew Poma,
Intervenor Defendant-Respondent.

-----X

Defendant-respondent having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on March 13, 2014 (Appeal No. 11425),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
CPS 1 Realty LP,
Plaintiff-Respondent,

-against-

M-1887
Ind. No. 601893/09

Michael Brennan, et al.,
Defendants-Appellants.

-----X

Defendants-appellants having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on March 11, 2014 (Appeal No. 11945),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

-----X

John Stefatos, et al.,
Plaintiffs-Respondents,

-against-

Fred-Doug Manager, LLC, et al.,
Defendants-Appellants.

M-2019
Index No. 600311/10

-----X

Plaintiffs-respondents having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on April 1, 2014 (Appeal Nos. 12113, 12113A and 12114),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

-----X
Estate of Harry Rodman,
Deceased.

- - - - -
David Gould, as Co-Executor of
the Estate of Harry Rodman,
Petitioner-Appellant,

M-2046
File No. 947/08

-against-

Alan Bronstein, et al.,
Respondents-Respondents.

-----X

Petitioner-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on April 1, 2014 (Appeal No. 12119),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Helen E. Freedman
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----x

Marie Carole Seide, et al.,
Plaintiffs-Appellants,

-against-

M-2670

M-2781

Index No. 350464/10

Alberto Calderon, et al.,
Defendants-Respondents.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about June 3, 2013, and said appeal having been perfected,

And defendants-respondent having moved for dismissal of the aforesaid appeal (M-2670),

And plaintiffs-appellants having cross-moved to deem the appeal from the aforesaid order as taken from the judgment of said Court entered on or about February 7, 2014 [CPLR 5520(c)] (M-2781),

Now, upon reading and filing the papers with respect to the motion and cross motion, and due deliberation having been had thereon,

It is ordered that the motion and cross motion are denied, without prejudice to addressing the issues directly on appeal in the respondent's brief and appellants' reply brief. Sua sponte, the appeal is adjourned to the October 2014 Term, and plaintiffs-appellants are directed to file a supplemental record on appeal to include the judgment entered on or about February 7, 2014.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Helen E. Freedman
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----x
The People of the State of New York,

Respondent,

-against-

Francisco Rodriguez,

Defendant-Appellant.
-----x

M-2720
Ind. No. 4007/10
Case No. 67399C/10

An appeal having been taken to this Court from the judgment of the Supreme Court, Bronx County, rendered on or about March 21, 2012,

And defendant-appellant pro se having moved for an order releasing the minutes of the Grand Jury Proceedings with respect to the aforesaid judgment,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----x
Brunelle & Hadjickow, P.C.,
Plaintiff-Respondent,

-against-

M-2666
Index No. 158213/12

James G. O'Callaghan,
Defendant-Appellant.

-----x

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about June 19, 2013 (mot. seq. no. 002),

And plaintiff-respondent having filed opposition papers, also purported to be a "cross motion",

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the November 2014 Term; the purported cross motion is dismissed as improperly filed (see CPLR 8022[b]).

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Richard T. Andrias
David B. Saxe, Justices.

-----x
The People of the State of New York,
Respondent,

-against-

M-2692
Ind. No. 2841/96

Emiliano Adon,
Defendant-Appellant.

-----x

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about April 3, 1997,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the December 2014 Term.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Richard T. Andrias
David B. Saxe, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-2930
Ind. No. 3921/12

Garis Ortega,

Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about January 7, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the December 2014 Term.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
David B. Saxe, Justices.

-----x
The People of the State of New York,
Respondent,

-against-

M-2979
Ind. No. 872/11

Ronald Hechavarria,
Defendant-Appellant.

-----x

An appeal having been taken to this Court from the judgment of the Supreme Court, Bronx County, rendered on or about May 6, 2013,

An order of a Justice of this Court having been entered on October 16, 2013, granting defendant-appellant a stay of execution of the aforesaid judgment and releasing defendant-appellant on bail,

And defendant-appellant having moved for an enlargement of time to perfect the appeal, and for a continuation of the stay and bail granted by the order of a Justice of this Court on October 16, 2013,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the December 2014 Term, and continuing the relief granted by the order of a Justice of this Court on October 16, 2013, pending hearing and determination of the appeal on the same terms and conditions and on further condition that the appeal is perfected for said December 2014 Term.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----x
Spyridon Livathinos,

Plaintiff-Respondent-Appellant,

-against-

M-2736

Index No. 106791/08

Roberta F. Vaughan, etc.,
Defendant-Appellant-Respondent,

287 Realty Corp., et al.,
Defendants.

-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about March 31, 2014 (mot. seq. no. 012), and said appeal having been perfected,

And defendants-appellants-respondents having moved for a stay of trial pending hearing and determination of the aforesaid appeal and cross appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----x
Timothy Kircher,

Plaintiff-Respondent,

-against-

M-2695
Index No. 100527/09

The City of New York, et al.,

Defendants-Appellants.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about February 24, 2014 (mot. seq. no. 003), and said appeal having been perfected,

And defendants-appellants having moved for a stay of trial with respect to damages, pending hearing and determination of the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in in the County of New York on July 3, 2014.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
In the Matter of a Proceeding for
Support and/or Visitation Under
Article 6 of the Family Court Act.

M-1669

Kyle Dean C.,
Petitioner-Respondent, Docket No. V-17537/13

-against-

Wendy H. L., formerly known as
Wendy H.,
Respondent-Appellant.

-----X

A purported appeal having been taken from an interim order of the Family Court, New York County, entered on or about March 11, 2014,

And respondent-appellant having moved for a stay of the aforesaid interim order of the Family Court, entered on or about March 11, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Richard T. Andrias
David B. Saxe, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-1666
Ind. No. 8230/99

Lerone Grant,
Defendant-Appellant.

-----X

An appeal having been taken to this Court from the judgment of **resentence** of the Supreme Court, New York County, rendered on or about September 11, 2012, and said appeal having been perfected,

And defendant-appellant having moved for leave to file a pro se supplemental brief in response to an *Anders/Saunders* brief filed by assigned counsel, or for other relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of directing defendant to serve and file 8 copies of his pro se supplemental brief, in response to the *Anders/Saunders* brief filed by assigned counsel, on or before for the September 29, 2014 for the December 2014 Term, to which Term the appeal is adjourned. The Clerk of the Court is directed to forward to the Warden at the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, said transcript to be made available to appellant and returned by appellant to this Court when submitting the pro se supplemental brief hereto. The appeal will not be heard unless and until all material furnished to appellant has been returned.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,
Karla Moskowitz
Helen E. Freedman
Judith J. Gische
Darcel D. Clark, Justices.

-----X

Ethan Ebanks Brown, etc.,
Plaintiff-Appellant,

-against-

M-2548
Index No. 18174/07

The New York City Health & Hospitals Corporation (North Central Bronx Hospital),
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on April 10, 2014 (Appeal No. 12179),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. David Friedman Justice Presiding,
Rosalyn H. Richter
Paul G. Feinman
Judith J. Gische, Justices.

-----x
In re: New York City Asbestos Litigation
-----x
Frank Kestenbaum, et al., M-2151
Plaintiffs-Respondents, Index Nos. 190143/11
190421/11
-against- 190399/11
190436/11
Durez Corporation, et al.,
Defendants-Appellants.
-----x

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about May 15, 2013, and said appeal having been heard (Appeal No. 10697N),

And an order of this Court having been entered September 24, 2013, inter alia, staying trial in the aforesaid matter pending hearing and determination of the aforesaid appeal (M-4526),

And plaintiffs-respondents having moved for dismissal of the aforesaid appeal as moot,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered the motion is granted to the extent of dismissing the appeal as moot, plaintiffs-respondents having consented to the severance of cases previously joined for trial, (the relief sought by defendants-appellants on appeal), and no issues having been raised warranting determination of the appeal pursuant to any exception to the mootness doctrine. The stay of trial previously granted by order of this Court entered September 24, 2013 (M-4526), is hereby vacated.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-2384
Ind. No. 8213/99

Anthony Woods,
Defendant-Appellant.

-----X

Defendant-appellant having moved for leave to file a pro se supplemental brief in connection with an appeal from a judgment of the Supreme Court, New York County, rendered on or about August 17, 2012, for a copy of the trial transcripts and for an enlargement of time in which to file said pro se supplemental brief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of directing defendant to serve and file 8 copies of his pro se supplemental brief on or before September 29, 2014 for the December 2014 Term, to which Term the appeal is adjourned. The Clerk of the Court is directed to forward to the Warden at the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, said transcript to be made available to appellant and returned by appellant to this Court when submitting the pro se supplemental brief hereto. The appeal will not be heard unless and until all material furnished to appellant has been returned.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Paul G. Feinman, Justices.

-----X

Chris Stier,

Plaintiff-Appellant,

-against-

One Bryant Park LLC, et al.,

Defendants-Respondents.

-----X

M-1219
Index No. 103134/09

Plaintiff-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on January 28, 2014 (Appeal No. 11588),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Karla Moskowitz
Leland G. DeGrasse
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----X
Barbara Terrero, as legal
guardian of Braulia Alvarez,
Plaintiff-Respondent,

-against-

New York City Housing Authority,
Defendant-Appellant.

M-2664
Index Nos. 106964/10
590216/11

[And a Third-Party Action]
-----X

Defendant-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on April 17, 2014 (Appeal No. 12248),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


DEPUTY CLERK

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Leland G. DeGrasse
Justice of the Appellate Division

-----X
The People of the State of New York,

M-1121
Ind. No. 5117/08

-against-

CERTIFICATE
GRANTING LEAVE

Jason A. Lara, Defendant
-----X

I, Hon. Leland G. DeGrasse, a Justice of the Appellate Division, First Judicial Department, do hereby certify that in the proceedings herein questions of law or fact are involved which ought to be reviewed by the Appellate Division, First Judicial Department, and, pursuant to Section 460.15 of the Criminal Procedure Law, permission is hereby granted to the above-named defendant to appeal to the Appellate Division, First Judicial Department, from the order of the Supreme Court, New York County, entered on or about December 2, 2013.¹

Dated: New York, New York
June 19, 2014

ENTERED

JUL 03 2014



Hon. Leland G. DeGrasse
Justice of the Appellate Division

NOTICE: Within 15 days from the date hereon, an appeal must be taken, and this certificate must be filed with the notice of appeal. An appeal is taken by filing, in the Clerk's office of the criminal court in which the order sought to be appealed was rendered, a written notice in duplicate that appellant appeals to the Appellate Division, First Judicial Department (Section 460.10, subd. 4, CPL), together with proof that another copy of the notice of appeal has been served upon opposing counsel. The appeal (or consolidated appeals; see footnote) must be argued within 120 days from the date of the notice of appeal, unless the time to perfect the appeal(s) is enlarged by the court or a justice thereof.

¹In the event defendant has an existing (direct) appeal from a judgment, such appeal shall be consolidated with the appeal from the aforesaid order; and any poor person relief granted with respect to the appeal from the judgment shall be extended to cover the appeals so consolidated.

P.M ORDERS
FOR JULY 03,
2014

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 3, 2014.

PRESENT : Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Richard T. Andrias
David B. Saxe, Justices.

-----X
In Re: 91st Street Crane Collapse
Litigation

Index No. 771000/10

Maria Leo, Administratrix of the Estate of
Her Son, Donald Christopher Leo, Deceased
May 30, 2008,
Plaintiffs-Respondents,

Action No. 1

-against-

M-3036
M-3071

Index No. 117294/08

James F. Lomma, Inc., New York Crane &
Equipment Corp., Lomma Trucking & Rigging,
Tes, Inc., 1765 First Associates, LLC,
Leon D. DeMatteis Construction Corporation,
Mattone Group Construction Co., Ltd.,
Mattone Group Ltd., Mattone Group LLC,
Howard I. Shapiro & Associates Consulting
Engineers, P.C.,
Defendants-Appellants.

-----X
Xhevahire Sinanaj and Selvi Sinanovic, as
Co-Administrators of the Estate of Ramadan
Kurtaj, Deceased, and Selvi Sinnanovic
Individually,
Plaintiffs-Respondents,

Action No. 2

-against-

New York City Educational Construction
Fund, New York Crane & Equipment Corp., J.F.
Lomma, Inc., Tes, Inc., James F. Lomma, Brady
Marine Repair Corp., Sorbara Construction
Corp., 1765 First Associates, LLC,
Leon D. DeMatteis Construction Corporation,
Mattone Group Construction Co., Ltd.,
Mattone Group Ltd., Mattone Group LLC,
Howard I. Shapiro & Associates Consulting
Engineers, P.C.,
Defendants-Appellants.

Index No. 117469/08

-----X
(And other actions)
-----X

Separate appeals having been taken by Leon D. DeMatteis Construction Corporation (DeMatteis) from the orders of the Supreme Court, New York County, each entered on or about February 27, 2014 in the aforesaid Action No. 1 and Action No. 2,

And separate appeals having been taken by 1765 First Associates, LLC, from the orders of the Supreme Court, New York County, each entered on or about March 14, 2013, 2014 in the aforesaid Action No. 1 and Action No. 2,

And defendant-appellant DeMatteis, having moved to consolidate their respective appeals in both actions (M-3036),

And defendant-appellant 1765 First Associates, LLC having moved to consolidated their respective appeals in both actions and for leave to enlarge the record on appeal to include certain material (M-3071),

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motion by defendant-appellant DeMatteis is granted to the extent permitting appellant to prosecute its respective appeals upon 9 copies of one record and one set of appellant's points covering its appeals (M-3036). The motion by defendant-appellant 1765 First Associates, LLC is granted to the extent permitting appellant to prosecute their respective appeals upon 9 copies of one record and one set of appellant's points covering its appeals and otherwise denied (M-3071).

ENTER:


CLERK