

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 December 6, 2018.

Present - Hon. Dianne T. Renwick,	Justice Presiding,
Peter Tom	
Troy K. Webber	
Marcy L. Kahn	
Peter H. Moulton,	Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-5061

Ind. No. 1916/16

Braulio A. Jimenez-Gomez,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about April 17, 2018, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, 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 the motion is granted to the extent of deeming the moving papers as a timely filed notice of appeal and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division,

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of filing of the complete record.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Jeffrey K. Oing, Justices.

-----X
Calvin Black,

Plaintiff-Appellant,

-against-

M-5018
Index No. 101011/14

East River Landing/1199 Corp.,
et al.,

Defendants-Respondents.

-----X

Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Supreme Court, New York County, entered on or about May 23, 2018, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that said motion is denied.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Jeffrey K. Oing, Justices.

-----X

Ahmed Elgalad,
Petitioner-Appellant,

-against-

M-5070

Index No. 655834/16

City of New York, et al.,
Respondents-Respondents.

To Vacate a Decision of a Hearing
Officer Pursuant to Education Law
Section 3020-a and CPLR Section 7511.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal taken from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about December 22, 2017,

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, deemed a motion pursuant to 22 NYCRR 1250(10)(a) to vacate the dismissal of the appeal, is granted and the time to perfect the appeal is enlarged to the April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Jeffrey K. Oing, Justices.

-----X

18 Warren Street Condominium Ltd.,
et al.,

Plaintiffs-Respondents,

-against-

M-4867

Index No. 651116/12

Richard Hu, Li-Hei Huang, and
The Wall Street Humidor Corp.,

Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal taken from a judgment of the Supreme Court, New York County, entered on or about December 1, 2017,

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 deeming the motion as one seeking vacatur of dismissal of the appeal. The time to perfect the appeal is hereby enlarged to the April 2019 Term (see, 22 NYCRR 1250.10).

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Peter Tom
Troy K. Webber
Marcy L. Kahn
Peter H. Moulton, Justices.

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

- - - - -
Natalia M.,
Petitioner-Respondent,

CONFIDENTIAL

M-5159

Docket Nos. V-02572/16
V-31578/15

-against-

Odane S.,
Respondent-Appellant.

-----X

An appeal having been taken from an order of the Family Court, Bronx County, entered on or about July 24, 2017,

And respondent-appellant having moved for an enlargement of time to perfect 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 granted to the extent of enlarging the time to perfect the appeal to the April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Peter Tom
Angela M. Mazzarelli
Troy K. Webber
Cynthia S. Kern, Justices.

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

Brook D. Whitman,
Petitioner-Appellant,

M-4806

M-4866

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

Index No. 160535/16

-against-

State of New York Division of Housing
and Community Renewal and Sol Goldman
Investments, LLC,
Respondents-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about December 13, 2017,

And Jonathan L. Geballe, Esq., counsel for petitioner-appellant, having moved for leave to withdraw as counsel and to permit petitioner to proceed pro se, and for an enlargement of time for petitioner to perfect the appeal (M-4806),

And petitioner-appellant, pro se, having moved for an enlargement of time in which to perfect the appeal and for permission to supplement the record (M-4866),

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

It is ordered that the motions are granted to the extent of granting Jonathan L. Geballe, Esq. leave to withdraw as counsel for petitioner-appellant, and enlarging the time to perfect the appeal to the April 2019 Term. The branch of the motion by petitioner-appellant seeking to supplement the record is denied.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Jeffrey K. Oing, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-5138
Ind. No. 2496/16

Keiyon Gordon,
Defendant-Appellant.

-----X

An order of this Court having been entered on September 25, 2018 (M-3525), inter alia, granting defendant's motion for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about March 1, 2018, under Indictment No. 2496/16, and assigning counsel therefor,

And defendant-appellant having moved for an order amending the aforementioned order to include an appeal from a judgment of resentence rendered on or about June 18, 2018, under the same indictment number, to deem the judgment of resentence timely filed, and for an enlargement of time to perfect the appeal,

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

It is ordered that said motion is granted to the extent of deeming the notice of appeal from the judgment of resentence as timely filed, amending the aforementioned order of this Court entered on September 25, 2018 (M-3525) to include the judgment of

resentence June 18, 2018, under the same indictment number, and the poor person relief previously granted is extended to cover same. The time to perfect the appeal is enlarged until 180 days from the receipt of the complete record.

ENTERED:


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 December 6, 2018.

Present - Hon. Rosalyn H. Richter, Justice Presiding,
Sallie Manzanet-Daniels
Judith J. Gische
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X

The People of the State of New York,
Respondent,

M-4893
Ind. No. 12/14

-against-

Erik White,
Defendant-Appellant.

-----X

An order of this Court having been entered on April 14, 2016 (M-1435) granting defendant leave to prosecute, as a poor person, the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about December 4, 2015, and assigning Richard M. Greenberg, Esq., Office of the Appellate Defender, as counsel to prosecute the appeal,

And a motion having been made to grant defendant leave to prosecute as a poor person, the appeal taken from a judgment of resentence of the Supreme Court, New York County, rendered on or about September 19, 2018, and for related relief,

Now, upon reading and filing the correspondence from counsel for defendant-appellant dated October 26, 2018, and the undated letter from defendant-appellant with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X
Angel Colon and Grace Molina,

Plaintiffs-Respondents,

-against-

M-5242X

Index No. 300512/16

Tameka D. Constin and Cigma I.
Feliciano,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about July 13, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" October 18, 2018, and due deliberation having been had thereon,

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

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X
Chanel Coleman and Darnell Lopez,

Plaintiffs-Respondents,

-against-

M-5297X

Index No. 301388/13

Diane S. Jungk,

Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about April 18, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" October 22, 2018, and due deliberation having been had thereon,

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

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

Mohammed Baksh and
Shahkmara Begum,

Plaintiffs-Respondents,

-against-

M-5298X

Index No. 303471/13

412 Realty Co., A Partnership,
et al.,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about March 7, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" October 22, 2018, and due deliberation having been had thereon,

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

ENTERED:


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 December 6, 2018.

Present - Hon. Rolando T. Acosta, Presiding Justice,
 David Friedman
 John W. Sweeny, Jr.
 Dianne T. Renwick
 Rosalyn H. Richter, Justices.

-----X

Diana Reyes,
Plaintiff-Appellant,

-against-

M-5326

Index no. 157297/16

Latin American Pentecostal Church
of God Inc.,
Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about May 17, 2018,

Now, upon reading and filing the correspondence of the attorneys for plaintiff-appellant hereto, dated September 20, 2018, and due deliberation having been had thereon,

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

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Roselyn H. Richter, Justices.

-----X
Maureen L. Schwarz,

Plaintiff-Respondent,

-against-

M-5381X

Index No. 652349/17

Howard C. Edelman,

Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 29, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" October 23, 2018, and due deliberation having been had thereon,

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

ENTERED:


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 December 6, 2018.

Present - Hon. Rolando T. Acosta, Presiding Justice,
 David Friedman
 John W. Sweeny, Jr.
 Dianne T. Renwick
 Rosalyn H. Richter, Justices.

-----X
The City of New York,

Plaintiff-Respondent,

-against-

M-5419

Index No. 402808/08

The National Catholic Risk Retention Group, Inc. and St. Vincent's Services, Inc.,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 29, 2018,

Now, upon reading and filing the correspondence of the attorneys for defendants-appellants hereto, dated October 24, 2018, and due deliberation having been had thereon,

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

ENTERED:


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 December 6, 2018.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Troy K. Webber
Anil C. Singh, Justices.

-----x

OneWest Bank N.A.,
Plaintiff-Respondent,

-against-

M-4940

Danny Guarascio, also known as
Daniel Guarascio,
Defendant-Appellant,

Index No. 21368/06

Anthony Guarascio, et al.,
Defendants.

-----x

Plaintiff-respondent having moved for dismissal of the appeal taken from the order of the Supreme Court, Bronx County, entered on or about October 23, 2017,

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 and the appeal is dismissed.

ENTERED:


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 December 6, 2018.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick	
Rosalyn H. Richter,	Justices.

-----X
In the Matter of a Custody/Visitation
Proceeding Under Article 6 of the
Family Court Act.

- - - - -	<u>CONFIDENTIAL</u>
Ronnie A.,	M-4360
Petitioner-Appellant,	Docket No. V-9613-13/18D
-against-	

Barbara J.,
Respondent-Respondent.

- - - - -
Carol L. Kahn, Esq.,
Attorney for the Child
Noah J.-A.

-----X

Respondent-respondent having moved for leave to respond, as a poor person, to the appeal taken from an order of the Family Court, New York County, entered on or about June 29, 2018, and for assignment of counsel, a free copy of the transcript, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and the certification of William O'hern, Esq., dated August 28, 2018, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of
(1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, John R. Eyerman, Esq., 225 Broadway, Suite 1800, New York, NY, 10007, Telephone No. 212-921-0069, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced

respondent's brief, on condition that one copy of such brief be served upon the attorney for each party to the appeal and an original and five hard copies and, if represented by counsel, one digital copy of such brief be filed, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division. (See, M-4338 and M-4339, decided simultaneously herewith.)

ENTERED:


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 December 6, 2018.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

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

CONFIDENTIAL
M-4338

Ronnie A.
Petitioner-Appellant, Docket No. V-9613-13/18D

-against-

Barbara J.
Respondent-Appellant.

Carol L. Kahn, Esq.,
Attorney for the Child
Noah J.-A.
-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about June 29, 2018, and for assignment of counsel, a free copy of the transcript, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and the certification of Shahabuddeen A. Ally, Esq., dated July 5, 2018, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of
(1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Richard L. Herzfeld, Esq., 112 Madison Avenue, 8th Floor, New York, NY, 10016, Telephone No. 212-818-9019, as counsel for purposes of prosecuting the appeal;

(2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court.

The Clerk of the Family Court shall transfer the record upon receipt of this order; and (4) appellant is directed to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.** (See, M-4360 and M-4339, decided simultaneously herewith.)

ENTERED:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Family Offense
Proceeding Under Article 8 of the
Family Court Act.

- - - - -

Ronnie A.,
Petitioner-Appellant,

CONFIDENTIAL

M-4339

Docket No. V-9613-13/18D

-against-

Barbara J.,
Respondent-Respondent.

- - - - -

Carol L. Kahn, Esq.,
Attorney for the Child
Noah J.-A.

-----X

Deborah Nadler, Esq., court attorney for the subject child, having moved on the child's behalf for leave to respond, as a poor person, to the appeal taken from the order of the Family Court, New York County, entered on or about June 19, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Carol L. Kahn, Esq., 225 Broadway, Suite 1510, New York, NY, 10007, Telephone No. 212-227-0206, as counsel for the subject child for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner-appellant and an original, five hard copies and,

if represented by counsel, one digital copy of such brief by filed, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division. (See, M-4360 and M-4338, decided simultaneously herewith.)

ENTERED:


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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of

Daniel P.,

A Child Under 18 Years of Age Alleged
to be Neglected Under Article 10 of
the Family Court Act.

CONFIDENTIAL

M-4884

Docket No. NN-473/17

- - - - -

Administration for Children's
Services,
Petitioner-Respondent,

Noheme R. P.,
Respondent-Appellant.

- - - - -

Steven P. Forbes, Esq.,
Attorney for the Child.

-----X

Bryan Greenberg, Esq., court attorney for respondent father, having moved on the father's behalf for leave to respond, as a poor person, to the appeal taken from the orders of the Family Court, Bronx County, entered on or about December 20, 2017 and May 3, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Carol L. Kahn, Esq. 225 Broadway, Suite 1510, New York, NY, 10007, Telephone No. 212-227-0206, as counsel for purposes of responding

to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and an original, five hard copies and, if represented by counsel, one digital copy of such brief be filed, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

ENTERED:


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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of

Daniel P.,

A Child Under 18 Years of Age Alleged
to be Neglected Under Article 10 of
the Family Court Act.

CONFIDENTIAL

M-4337

Docket No. NN-473/17

- - - - -

Administration for Children's
Services,
Petitioner-Respondent,

Noheme R. P.,
Respondent-Appellant.

- - - - -

Steven P. Forbes, Esq.,
Attorney for the Child.

-----X

Jessica Brown, Esq., court attorney for the subject child, having moved on the child's behalf for leave to respond, as a poor person, to the appeal taken from the orders of the Family Court, Bronx County, entered on or about December 20, 2017 and May 3, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Steven P. Forbes, Esq. 155-03 Jamaica Avenue, Jamaica, New York, 11432 Telephone No. 718-791-8444, as counsel for purposes of responding

to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and an original, five hard copies and, if represented by counsel, one digital copy of such brief be filed, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

ENTERED:


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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Proceeding for
Custody/Visitation Under Article 6
of the Family Court Act.

- - - - -

Dawn S.,
Petitioner-Respondent,

-against-

Michael L. Y.,
Respondent-Appellant.

- - - - -

Carmen Restivo, Esq.,
Attorney for the Children.

-----X

In the Matter of a Proceeding for
Custody/Visitation Under Article 6
of the Family Court Act.

- - - - -

Michael L. Y.,
Petitioner-Respondent,

-against-

Dawn S.,
Respondent-Appellant.

- - - - -

Carmen Restivo, Esq.,
Attorney for the Children.

-----X

Respondent-appellant/petitioner-respondent father, Michael L. Y., having moved for leave to prosecute, as a poor person, an appeal taken from an order of the Family Court, New York County, entered on or about May 24, 2018, and for assignment of counsel, a free copy of the transcript, and for related relief, and for leave to respond to the appeal taken by petitioner-respondent/respondent-appellant mother, Dawn S., from the same order,

CONFIDENTIAL

M-4259

Docket Nos. V-510-13

V-510-13/15A

V-510-13/16B

V-19184-13/16A

V-32171-13/16A

CONFIDENTIAL

Docket Nos. V-19184-13

V-32171-13

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 (1) assigning, pursuant to §1120 of the Family Court Act, Helene Bernstein, Esq., 44 Court Street, Suite 905, Brooklyn, New York 11201, Telephone No. 718-875-8705, as counsel for purposes of prosecuting the appeal taken by respondent-appellant father, Michael L. Y., and responding to the appeal taken by respondent-appellant mother, Dawn S.; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting respondent-appellant father to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) respondent-appellant father is directed to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 180 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X
In the Matter of the Commitment of the
Guardianship of the Person and Custody of

Michael Allen M.,
also known as Michael M., Jr.,
also known as Michael M.,

CONFIDENTIAL
M-4853
Docket No. B-46551/16

A Dependant Child Under 18 Years of Age,
Pursuant to §384-b(4)(b) and (d) of the
Social Services Law of the State of
New York.

- - - - -
MercyFirst, et al.,
Petitioners-Respondents,

Michael Moseley,
Respondent-Appellant.
- - - - -

Dawne A. Mitchell, Esq., Legal Aid
Society, Juvenile Rights Division,
Attorney for the Child.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about May 3, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, John R. Eyerman, Esq., 225 Broadway, Suite 1800, New York, New York 10007, Telephone No. 212-921-0069, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 180 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Family Offense
Proceeding Under Article 8 of the
Family Court Act.

- - - - -

Ivan S.,
Petitioner-Respondent,

CONFIDENTIAL

M-4224

Docket No. O-2495-17/18A

-against-

Zuleika O.,
Respondent-Appellant.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about August 22, 2018, and for assignment of counsel, a free copy of the transcript, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and the certification of D. Philip Schiff, Esq., dated August 22, 2018, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Helene Bernstein, Esq., 44 Court Street, Suite 905, Brooklyn, New York 11201, Telephone No. 718-875-8705, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the

minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 180 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Paternity Proceeding
Under Article 5 of the Family Court Act.

- - - - -
Department of Social Services/OCSS on
behalf of Preshawn J. A.,
Petitioner-Respondent,

CONFIDENTIAL

M-4355
Docket No. P-6873/17

-against-

Donald A. C.,
Respondent-Appellant.

Bruce A. Young, Esq.,
Attorney for the Child
Sanai S. L. A.

-----X

Vanessa J. Spears, Esq., court attorney for the subject child, having moved on the child's behalf for leave to respond, as a poor person, to the appeal taken from two orders of the Family Court, New York County, both entered on or about May 10, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Bruce A. Young, Esq., 100 Church Street, Suite 800, New York, New York 10007, Telephone No. 212-775-8994, as counsel for purposes

of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and an original and five hard copies, and if represented by counsel, one digital copy thereof are filed with this Court.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X
In the Matter

Giovanni Henry B.,

A Child Under 18 Years of Age Alleged
to be Abused/Neglected Under
Article 10 of the Family Court Act.

CONFIDENTIAL

M-4914

Docket No. NA-6076/14

- - - - -
Administration for Children's Services,
Petitioner-Respondent,

Henry B.,
Respondent-Appellant,

Orissa B.,
Respondent-Respondent.

John R. Eyerman, Esq.,
Attorney for the Child.

-----X

Wendy J. Claffee, Esq., court attorney for the subject child, having moved on the child's behalf for leave to respond, as a poor person, to the appeal taken from an order of the Family Court, Bronx County, entered on or about April 10, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, John R. Eyerman, Esq., 225 Broadway, Suite 1800, New York, NY 10007, Telephone No. 212-921-0069, as counsel for purposes of responding

to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and an original and five hard copies, and if represented by counsel, one digital copy thereof are filed with this Court.

ENTERED:


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 December 6, 2018.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X
In the Matter of

Ronald Kendell G., III, and
Rondell Kendu G.,

CONFIDENTIAL

M-5028

Dependent Children Under 18 Years of
Age Pursuant to §384-b of the Social
Services Law of the State of New York.

Docket Nos. B-23598/16
B-23599/16

- - - - -
St. Dominic's Family Services
and the Commissioner of Social
Services of the City of New York,
Petitioners-Respondents,

Janet G.,
Respondent-Appellant.

- - - - -
Lewis S. Calderon, Esq.,
Attorney for the Children.

-----X
Frances P. Ferraro, Esq., court attorney for the subject children, having moved on the childrens' behalf for leave to respond, as poor persons, to the appeal taken from the order of the Family Court, Bronx County, entered on or about April 13, 2018, and for assignment of counsel, a free copy of the transcript, 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 the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Lewis S. Calderon, Esq., 155-03 Jamaica Avenue, Jamaica, New York 11432, Telephone No. 718-883-1560, as counsel for the children for purposes of responding to the appeal; (2) permitting movant

to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and an original, five hard copies and, and if represented by counsel, one digital copy of such brief filed, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Troy K. Webber
Anil C. Singh, Justices.

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

-against-

M-4996
Ind. No. 2532/10

Dexter Green,
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about January 15, 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 April 2019 Term.

ENTERED:


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 December 6, 2018.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
David Friedman	
Sallie Manzanet-Daniels	
Troy K. Webber	
Anil C. Singh,	Justices.

-----x

The People of the State of New York
ex rel. Ariel Schneller, Esq., on
behalf of Grant Hall,
Petitioner-Appellant,

-against-

M-4523
Index No. 451527/18
Ind. No. 1987/18

Cynthia Brann, Commissioner, New York
City Department of Correction,
Respondent-Respondent.

-----x

An appeal having been taken to this Court by petitioner from the order of the Supreme Court, New York County, entered on or about August 2, 2018, which denied and dismissed petitioner's habeas corpus application,

And petitioner-appellant having moved for a reduction in bail, for expedited hearing of the appeal, and for poor person relief and assignment of counsel,

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

It is ordered that said motion is granted to the extent of maintaining the interim relief granted by the order of a Justice of this Court, dated August 29, 2018, which, inter alia, set bail at \$7,500 or a bond in the amount of \$30,000, and it is further,

Ordered that poor person relief is granted to the extent of directing that the appeal be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the Attorney General of the State of New York and files an original, five hard copies and, and if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

Pursuant to Section 35 of the Judiciary Law, Justine M. Luongo, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for appellant for purposes of the appeal. Counsel is directed to perfect the appeal in accordance with Section 1250.5 of the Rules of the Appellate Division on or before January 28, 2019 for the April 2019 Term.

ENTERED:


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 December 6, 2018.

Present - Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Marcy L. Kahn
Jeffrey K. Oing
Peter H. Moulton, Justices.

-----X

ABKCO Music, Inc.,
Plaintiff-Respondent,

-against-

M-4947

Index No. 656243/16

Carl G. McMahon, As Trustee of the
Andrea Marless Cooke Family Trust,
Defendant-Appellant,

Andrea M. Cooke,
Defendant-Respondent.

-----X

Defendant-appellant having moved to vacate the dismissal of an appeal from an order of the Supreme Court, New York County, entered on or about December 6, 2017, which was deemed dismissed pursuant to 22 NYCRR 1250.10(a), and to enlarge the time to perfect the 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 to the extent of vacating the dismissal and reinstating the aforesaid appeal and enlarging the time to perfect the appeal to the April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X
Elisa Fadlun,

Plaintiff-Respondent,

-against-

M-5040
Index No. 308629/17

Afshin Hakak,

Defendant-Appellant.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 30, 2018,

And defendant-appellant having moved for vacatur of the dismissal of the appeal which was deemed dismissed pursuant to 22 NYCRR 1250.10(a) and, upon vacatur, an enlargement of time to perfect same,

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 vacating the dismissal of defendant-appellant's appeal, and enlarging the time to perfect same to the April 2019 Term (see, 22 NYCRR 1250.10).

ENTERED:


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 December 6, 2018.

Present - Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Marcy L. Kahn
Jeffrey K. Oing
Peter H. Moulton, Justices.

-----X

Labinot Hakanjin and
Symone Johnson-Hakanjin,

Plaintiffs-Appellants,

-against-

M-4552

Index No. 24892/17

Ruben Ginel, Lincare Holdings, Inc.,
and Lincare Inc.,

Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about February 22, 2018,

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 April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X

Kathryn Casey, et al.,
Plaintiffs-Respondents,

-against-

M-5077
Index No. 111723/11

Pamela Renna, Vittina Degrezia,
also known as Vitina Luppino,
Intervenor-Plaintiffs,

-against-

Whitehouse Estates, Inc., Koepfel &
Koepfel, Inc., Duell 5 Management
LLC, doing business as Duell
Management Systems, William W.
Koepfel and Eastgate Whitehouse
Estates, LLC,
Defendants-Appellants.

-----X

Whitehouse Estates, Inc., Eastgate
Whitehouse LLC and William W. Koepfel,
Third-Party Plaintiffs-Respondents,

Third-Party
Index No. 595472/17

-against-

Roberta L. Koepfel, et al.,
Third-Party Defendants-Appellants.

-----X

Third-party defendants-appellants having moved for a further enlargement of time to perfect their appeal taken from an order of the Supreme Court, New York County, entered on or about March 28, 2017,

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 April 2019 Term, with leave to seek an additional enlargement, if necessary.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X
Aleida E. Casanas,

Plaintiff-Appellant,

-against-

M-5143
Index No. 153156/16

The Carlei Group, LLC, et al.,

Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about January 17, 2018,

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 April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X
In the Matter of a Support Proceeding
Under Article 6 of the Family
Court Act.

- - - - -
Tony U.,
Petitioner-Appellant, **CONFIDENTIAL**
M-5125
Docket No. U-17898-09/15D

-against-

Amy Joy P.,
Respondent-Respondent.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Family Court, New York County, entered on or about December 5, 2017,

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 April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X

U.S. Bank National Association, etc.,
Plaintiff-Appellant,

-against-

DLJ Mortgage Capital, Inc.,
Defendant-Respondent.

M-5282
Index Nos. 652344/12
652644/12
653467/12

- - - - -
U.S. Bank National Association, etc.,
Plaintiff-Appellant,

-against-

DLJ Mortgage Capital, Inc.,
Defendant-Respondent.

- - - - -
U.S. Bank National Association, etc.,
Plaintiff-Appellant,

-against-

DLJ Mortgage Capital, Inc.,
Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 25, 2017,

And, plaintiff-appellant, U.S. Bank National Association, etc., having moved for an enlargement of time to perfect its 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 to the extent of enlarging the time to perfect the appeal to the September 2019 Term.

ENTERED:


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 December 6, 2018.

Present - Hon. David Friedman,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh,

Presiding Justice,

Justices.

-----X

The People of the State of New York,
Respondent,

-against-

Janice Bar,
Defendant-Appellant.

M-5135
Ind. Nos. 3872/14
1435/15

-----X

Defendant-appellant having moved, inter alia, for an enlargement of time to perfect the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about July 29, 2016,

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 March 2019 Term, and it is further,

Ordered, upon the Court's own motion, that the bail previously granted by a Justice of this Court, by amended order entered July 21, 2016, is continued under the same terms and conditions, and on the further condition that the appeal is perfected for said March 2019 Term, and it is further,

Ordered, that the branch of the motion seeking vacatur of dismissal of the appeal and restoration of same to the calendar, is denied as unnecessary.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

Anonymous,
Defendant-Appellant.

-----X

SEALED

M-5140

Ind. Nos. 2875/15
3574/15
30006/16

Defendant-appellant having moved for an order granting movant anonymity in connection with an appeal taken from a judgment of the Supreme Court, New York County, rendered on or about November 2, 2017, designating the case as *People v Anonymous*, and sealing the record on appeal, including this application and all other filings, briefs and orders,

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 that the record on appeal, briefs, and all future filings are sealed. The Clerk is directed to calendar the appeal under *People v Anonymous*.

ENTERED:


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 December 6, 2018.

Present - Hon. John W. Sweeny Jr.,	Justice Presiding,
Judith J. Gische	
Barbara R. Kapnick	
Ellen Gesmer	
Peter H. Moulton,	Justices.

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

Respondent,

-against-

M-4937

Ind. Nos. 24341C/15
991/16

Gustavo Vizcaino,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about July 24, 2018 under Ind. Nos. 991/16 and 24341C/15, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, 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, upon the Court's own motion, the notice of appeal on Ind. No. 24341C/16 is deemed timely filed, and it is further,

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal on both indictments. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 December 6, 2018.

Present - Hon. John W. Sweeny Jr.,	Justice Presiding,
Judith J. Gische	
Barbara R. Kapnick	
Ellen Gesmer	
Peter H. Moulton,	Justices.

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

Respondent,

-against-

M-4950

Ind. No. 3447/16

Sandy Munroe,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about January 3, 2018, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, 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, sua sponte, the notice of appeal is deemed timely filed, and it is further,

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 December 6, 2018.

Present - Hon. John W. Sweeny Jr., Justice Presiding,
Sallie Manzanet-Daniels
Judith J. Gische
Ellen Gesmer
Anil C. Singh, Justices.

-----X
Sandro Lamberti,

Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-4932
Index No. 102013/15

City of New York, New York City
Department of Education, and Carmen
Farina, Chancellor of the New York
City Department of Education,

Respondents-Respondents.

-----X

Petitioner-appellant having moved for an enlargement of time in which to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about December 12, 2017,

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 April 2019 Term.

ENTERED:


CLERK


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 December 6, 2018.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Judith J. Gische
Barbara R. Kapnick
Ellen Gesmer
Peter H. Moulton, Justices.

-----X
In the Matter of the Application of
Bronwyn Ryan,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

-against-

M-4979
Index No. 159677/16

New York City Department of Housing
Preservation and Development, et al.,
Respondents-Respondents.

-----X
An Article 78 proceeding to review a determination of respondents having been transferred to this Court, pursuant to CPLR 7804(g), by an order of the Supreme Court, New York County, entered on or about June 12, 2017,

And petitioner-appellant having moved for vacatur of the dismissal of the proceeding and an enlargement of time to perfect same,

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 is granted to the extent of enlarging the time to perfect the proceeding to the April 2019 Term, with no further enlargements to be granted.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Judith J. Gische
Barbara R. Kapnick
Ellen Gesmer
Peter H. Moulton, Justices.

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

Respondent,

-against-

Willie Bellinger,

Defendant-Appellant.
-----X

M-4999
Ind. Nos. 1479/14
2373/14
3275/14

Defendant-appellant having moved for an enlargement of time to perfect the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about July 31, 2015,

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 April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Judith J. Gische
Barbara R. Kapnick
Ellen Gesmer
Peter H. Moulton, Justices.

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

Respondent,

-against-

M-5122
Ind. No. 0774/15

Christopher Gonzales,

Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about October 6, 2018,

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 April 2019 Term.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Judith J. Gische
Barbara R. Kapnick
Ellen Gesmer
Peter H. Moulton, Justices.

-----X
Natalie Krodel,
Petitioner-Appellant,

-against-

M-5072
Index No. 152176/14

Amalgamated Dwellings, Inc.,
et al.,
Respondents-Respondents.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal taken from orders of the Supreme Court, New York County, entered on or about October 11, 2017,

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 April 2019 Term, with leave to seek further enlargements, if necessary.

ENTERED:


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 December 6, 2018.

Present - Hon. John W. Sweeny Jr., Justice Presiding,
Sallie Manzanet-Daniels
Judith J. Gische
Ellen Gesmer
Anil C. Singh, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4969

Ind. No. 3161/16

Hector Meneses,
Defendant-Appellant.

-----X

An order of this Court having been entered on January 16, 2018 (M-6304), inter alia, granting defendant's motion for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 13, 2017, under Indictment No. 3161/16, and assigning counsel therefor,

And defendant-appellant having moved for an order granting leave to file a late notice of appeal from the judgment of resentence, rendered on or about September 28, 2017 under the same indictment number, and to amend this Court's January 16, 2018 order of assignment to encompass the judgment of resentence,

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

It is ordered that said motion is granted to the extent deeming the moving papers a timely filed notice of appeal from the judgment of resentence, rendered on or about September 28, 2017, and amending the aforementioned order of assignment to include the judgment of resentence, and extending the poor person relief previously granted to cover same.

ENTERED:


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 December 6, 2018.

Present - Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Jeffrey K. Oing, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4954
Ind. No. 1072/15

Darrien Gibbs,
Defendant-Appellant.

-----X

An appeal having been taken to this Court from a judgment of the Supreme Court, New York County, rendered on or about June 15, 2016,

And the People having moved to dismiss the perfected appeal on the ground that defendant is not presently available to obey the mandate of this Court in the event of an affirmance,

And defendant, by assigned counsel, the Legal Aid Society, having submitted an affirmation in opposition to the motion,

And the People having submitted an affirmation in reply,

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 and the appeal is dismissed.

ENTERED:


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 December 6, 2018.

PRESENT: Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Jeffrey K. Oing, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4886
Ind. No. 4309/16

Tonja Fenton,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about August 28, 2017, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, 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 the motion is granted to the extent of deeming the moving papers a timely filed notice of appeal and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division,

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Christina Swarns, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 December 6, 2018.

Present - Hon. Dianne T. Renwick,	Justice Presiding,
Rosalyn H. Richter	
Sallie Manzanet-Daniels	
Judith J. Gische	
Peter Tom,	Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4935

Ind. No. 948/18

Michael Nared,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, Bronx County, rendered on or about June 21, 2018, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, 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 the motion is granted to the extent of deeming the moving papers as a timely filed notice of appeal and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division,

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


CLERK

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

BEFORE: Hon. Dianne T. Renwick
Justice of the Appellate Division

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

-against-

Gill Terrence,
Defendant.
----- X

CONFIDENTIAL

M- 4509
Ind. No. 3822/1991

CERTIFICATE
DENYING LEAVE

I, Dianne T. Renwick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about March 19, 2018 is hereby denied.



Justice

Dated: November 16, 2018
New York, New York

ENTERED: DEC 06 2018

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

BEFORE: Hon. Angela M. Mazzarelli,
Justice of the Appellate Division

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

M-4894
Ind. No. 3443/07

-against-

CERTIFICATE
DENYING LEAVE

Daniel Israel,

Defendant.
-----X

I, Angela M. Mazzarelli, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County (Michael Obus, J.), entered on or about June 21, 2018, is hereby denied.


JUSTICE
e

Dated: New York, New York
11/27/18

ENTERED DEC 06 2018

2

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

BEFORE: Hon. Barbara -Kapnick,
Justice of the Appellate Division

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

M-5156
Ind. No. 4258/14

-against-

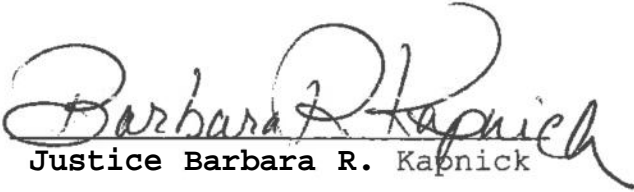
CERTIFICATE
DENYING LEAVE

Lonnie Harrell,

Defendant.

-----X

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and for consolidation with his pending direct appeal, upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County (Merchan, J.), entered on or about February 2, 2018, and for other relief sought, is hereby denied.


Justice Barbara R. Kapnick

Dated: New York, New York
November 27, 2018

ENTERED DEC 06 2018

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

BEFORE: Hon. Troy K. Webber
Justice of the Appellate Division

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

M-5151
Ind. Nos. 2615/08
3949/11

-against-

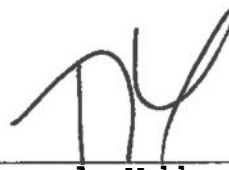
Jeffrey Wilson,
Defendant.

CERTIFICATE
DENYING LEAVE

-----X

I, Troy K. Webber, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County (Martin Marcus, J.), entered on or about August 31, 2018 is hereby denied.

Dated: November 27, 2018
New York, New York



Hon. Troy A. Webber
Associate Justice

ENTERED: DEC 06 2018