

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 April 30, 2019.

Present - Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Ellen Gesmer
Cynthia S. Kern
Anil C. Singh, Justices.

-----X

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

-against-

Elizabeth Hazan, et al.,
Defendants-Respondents,

M-1541
Index No. 850240/14

-and-

Mortgage Electronic Registration
Systems, Inc., etc., et al.,
Defendants.

-----X

An appeal having been taken to this Court by the above-named plaintiff from a "so ordered" transcript of the Supreme Court, New York County, entered on or about May 17, 2018, and said appeal having been perfected,

And 1 East 62nd Street Apartment 1A LLC having moved to intervene as a respondent, and to adjourn 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 granting movant leave to intervene as a respondent. The appeal is adjourned to the September 2019 Term and intervenor-respondent is directed to file its brief on or before August 7, 2019 for that Term, in accordance with 22 NYCRR 1250.9.

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 April 30, 2019.

Present - Hon. Dianne T. Renwick, Justice Presiding,
Rosalyn H. Richter
Ellen Gesmer
Cynthia S. Kern
Anil C. Singh, Justices.

-----x

U-Trend New York Investment L.P.,
Individually and Derivatively on Behalf
of Nominal Defendant Hospitality Suite
International, S.A. and its wholly-owned
subsidiary US Suite Corp.,
Plaintiff-Appellant-Respondent,

-against-

M-1553
Index No. 652082/14

US Suite LLC and 440 West 41st LLC
Defendants,

Aura Investments Ltd.,
Defendant-Respondent-Appellant,

-and-

Hospitality Suite International, S.A.
and US Suite Corp.,
Nominal Defendants=Respondents.

-----x

U-Trend New York Investment L.P.,
Individually and Derivatively on Behalf
of Nominal Defendant Hospitality Suite
International, S.A. and its wholly-owned
subsidiary US Suite Corp.,
Plaintiff and Counterclaim-Defendant-
Appellant-Respondent,

Index No. 650498/15

-against-

Aura Investments Ltd.,
Defendant and Counterclaim-
Plaintiff-Respondent-Appellant,
[Caption Continued]

Yaacov Atrakchi, Michael Kleiner and
Yohai Abtan,
Defendants and Counterclaim
Plaintiffs-Respondents,

-and-

Hospitality Suite International, S.A.
and US Suite Corp.,
Nominal Defendants-Respondents.

[And A Third-Party Action].

-----X

An appeal and cross appeal having been taken to this Court from a judgment of the Supreme Court, New York County, rendered January 3, 2019, and the appeal of plaintiff-appellant-respondent U-Trend New York Investment L.P. (U-Trend) having been perfected,

And plaintiff-appellant-respondent U-Trend having moved for an order (1) directing defendant-respondent-appellant Aura Investments Ltd. (Aura) to perfect its appeal no later than April 17, 2019, (2) directing defendant and counterclaim plaintiffs-respondents Yaacov Atrakchi, Michael Kleiner and Yohai Abtan to submit their respondents' brief by April 17, 2019, and (3) granting a preference in the hearing of the appeals,

Now, upon reading and filing the papers with respect to the motion and the application of defendant-respondent-appellant Aura for interim relief, and the stipulation of the parties hereto, dated April 1, 2019, "so ordered" by a Justice of this Court, and due deliberation having been had thereon,

It is ordered that the motion of plaintiff-appellant-respondent U-Trend for a calendar preference and related relief is granted to the extent that the Clerk of the Court is directed to maintain the perfected appeal on the calendar for the September 2019 Term, and

It is further ordered, that in accordance with the "so ordered" stipulation of the parties filed on April 1, 2019, (1) defendant-respondent-appellant Aura and defendant and counterclaim plaintiffs-respondents Yaacov Atrakchi, Michael Kleiner and Yohai Abtan shall file their brief(s) (in support of Aura's appeal and in opposition to U-Trend's appeal) on or before July 9, 2019; (2) plaintiff-appellant-respondent, U-Trend shall file its reply brief (in further support of its appeal and in opposition to Aura's appeal) on or before July 30, 2019; and defendant-respondent-appellant Aura shall file its reply brief (in further support of its appeal) on or before August 14, 2019.

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 April 30, 2019.

Present - Hon. Rosalyn H. Richter, Justice Presiding,
Sallie Manzanet-Daniels
Peter Tom
Ellen Gesmer
Cynthia S. Kern, Justices.

-----X

In re Patrolmen's Benevolent Association
of the City of New York, Inc.,
Petitioner-Appellant,

-against-

M-1112
Index No. 150181/18

Bill De Blasio, etc., et al.,
Respondents-Respondents.

- - - - -
Reporters Committee for Freedom of the Press,
Hearst Corporation, The Associated Press,
Inc., BuzzFeed, Inc., Cable News Network,
Inc., The Center for Investigative Reporting,
Daily News, LP, Dow Jones & Company, Inc.,
Gannett Company, Inc., Gizmodo Media Group,
LLC, New York Public Radio, The New York
Times Company, NYP Holdings, Inc., and
Spectrum News NY1,
Amici Curiae.

-----X

Petitioner-appellant having moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals, the decision and order of this Court, entered on February 19, 2019 (Appeal Nos. 7913-7913A); and for continuance of the preliminary appellate injunction granted by this Court on July 3, 2018 (M-2522),

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

It is ordered that the branch of the motion seeking reargument is granted to the extent that the decision and order of this Court entered on February 19, 2019 (Appeal No. 7913-7913A) is recalled and vacated and a new decision and order substituted therefor, (see Appeal No. 7913-7913A, decided simultaneously herewith), and

It is further ordered that the branch of the motion for continuance of the preliminary appellate injunction granted by this Court on July 3, 2018, is denied, and

It is further ordered that the branch of the motion seeking leave to appeal to the Court of Appeals 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 April 30, 2019.

Present - Hon. Judith J. Gische, Justice Presiding,
Troy K. Webber
Cynthia S. Kern
Anil C. Singh, Justices.

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

Christopher Sigmon,
Petitioner-Respondent,

For a Judgment under Article 78 of
The Civil Practice Law and Rules

M-647
Index No. 100579/17

-against-

James O'Neill, as Police Commissioner of the City of New York, and as Chairman, ex officio, of the Board of Trustees of the Police Pension Fund, Article II, The Board of Trustees of the Police Pension Fund, Article II, New York City Police Department and the City of New York,
Respondents-Appellants.

-----X

Respondents-appellants having moved for an order, pursuant to 22 NYCRR 1250.10, vacating the dismissal of their appeal, taken from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 29, 2018, and upon reinstatement granting an enlargement of time to perfect said 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, the dismissal is vacated, the appeal reinstated, and the time to perfect the appeal is enlarged to the October 2019 Term (see, 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 April 30, 2019.

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

-----X
Paul Donnelly,

Plaintiff-Appellant-Respondent,

M-233

Index No. 159237/13

-against-

Apple Food Service of New York, LLC,
Valley Stream Green Acres LLC, Green Acres
Mall LLC, Macerich Property Management
Company, LLC, Macerich Partnership, L.P.,
D.C.M. of New York, LLC, doing business as
Dimension Construction of New York, LLC,
D.C.M. of New Jersey, LLC and DCM
Construction Enterprises, LLC.,

Defendants-Respondents-Appellants

-and-

D&D Development Group, Inc.,
Defendant-Respondent.

Apple Food Service of New York, LLC
Third-Party Plaintiff-Respondent-
Appellant,

-against-

Index No. 590015/14

Center Line Interiors Contracting,
Third-Party Defendant-Appellant-
Respondent,

-and-

Dimension Construction Management of
New York, LLC.,
Third-Party Defendant-Respondent-
Appellant.

Apple Food Service of New York, LLC,
Valley Stream Green Acres LLC and
Macerich Property Management Company, LLC
Second Third-Party Plaintiffs-
Respondents-Appellants,

Index No. 595215/15

-against-

D.C.M. of New York, LLC, D.C.M. of New
Jersey, LLC and DCM Construction
Enterprises, LLC,
Second Third-Party Defendants-
Appellants-Respondents.

D.C.M. of New York, LLC, individually and/or
doing business as Dimension Construction of
New York, LLC, D.C.M. of New Jersey, LLC and
DCM Construction Enterprises, LLC,
Third Third-Party Plaintiffs-
Respondents-Appellants,

-against-

Index No. 595255/15

Center Line Interiors Contracting,
Third Third-Party Defendant-
Appellant-Respondent.

-----X

Appeals having been taken from three orders of the Supreme
Court, New York County, entered on or about March 6, 2018 and
March 7, 2018,

Now, upon reading and filing the stipulation of the parties
hereto, dated July 23, 2018, and due deliberation having been had
thereon,

It is ordered that the appeals are 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 April 30, 2019.

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

-----X

Lionel Nesbitt,
Plaintiff-Respondent,

-against-

M-825

Index No. 304707/13

Melrose Site D-1 Houses, Inc.,
Defendant-Appellant.

Melrose Site D-1 Houses, Inc.,
Third-Party Plaintiff-Appellant,

-against-

Madison Security Group, Inc.,
Third-Party Defendant-Respondent.

-----X

Appeals having been taken from orders of the Supreme Court, Bronx County, entered on or about May 8, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated January 15, 2019, and due deliberation having been had thereon,

It is ordered that the appeals, under Docket No. 2018-3890, are 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 April 30, 2019.

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

-----X
Gidar Manuel Cuevas,

Plaintiff-Respondent,

-against-

M-828

Index No. 306798/13

Baruti Construction Corp.,

Defendant-Appellant.
-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about August 1, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated February 7, 2019, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected, 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 April 30, 2019.

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

-----X

Thomas Lorino,
Plaintiff-Respondent,

-against-

M-831

Index No. 150619/13

224 West 57th Street, LLC and
Argonaut 224, LLC,
Defendants-Respondents-Appellants,

-and-

JT Magen and Company, Inc.,
Defendant-Appellant-Respondent.

224 West 57th Street, LLC and
Argonaut 224, LLC,
Third-Party
Plaintiffs-Respondents-Appellants,

-and-

Index No. 595468/15

JT Magen and Company, Inc.,
Third-Party
Plaintiff-Appellant-Respondent,

-against-

Piermount Iron Works, Inc.,
Third-Party Defendant-Appellant.

-----X

Appeals having been taken from an order of the Supreme Court, New York County, entered on or about March 26, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated February 11, 2019, in which defendant/third-party plaintiff-appellant-respondent JT Magen and Company, Inc. and

third-party defendant Piermount Iron Works, Inc. have agreed to withdraw their perfected appeals from the March 26, 2018 order, and due deliberation having been had thereon,

It is ordered that the appeals brought by JT Magen and Company, Inc. and Piermount Iron Works, Inc., which were previously perfected, are 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 April 30, 2019.

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 Air Tech Lab, Inc.,

Petitioner-Appellant,

-against-

M-842

Index No. 158720/17

New York City Housing Authority,

Respondent-Respondent.
-----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 26, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated January 30, 2019, 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 April 30, 2019.

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.

- - - - -

Sheniece B.,
Petitioner-Appellant,

CONFIDENTIAL

M-846

Docket Nos. V-15143-07/15D
V-15154-07/15D

-against-

Ronald B.,
Respondent-Respondent.

- - - - -

Janet E. Sabel, Esq.,
The Legal Aid Society,
Juvenile Rights Division,
Attorney for the Child.

-----X

An appeal having been taken from an order of the Family Court, New York County, entered on or about November 22, 2017,

Now, upon reading and filing the stipulation of the parties hereto, dated January 24, 2019, 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 April 30, 2019.

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

-----X
Harvey Bojarsky,

Plaintiff-Respondent,

-against-

M-873

Index No. 654381/15

Croman Real Estate, Inc.,
277 E. 10th LLC, 232 W 14th LLC,
279 E. 10th LLC, 229 First Ave LLC,
Major Mott St. Corp, 40 Avenue B LLC,
127 East 7th LLC, Second Avenue & 50th
Street Realty, LLC, M&E Christopher LLC,
99-105 Third Avenue Realty LLC, 1590
Lexington LLC,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about November 29, 2017,

Now, upon reading and filing the correspondence received from counsel for defendants-appellants dated February 7, 2019, 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 April 30, 2019.

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

-----X
Estate of Robert Emmett Bowen III by and
through the Estate Administrator, Amy
Bowen, on her own behalf and on behalf
of her minor children,
Plaintiffs-Respondents,

-against-

M-875
Index No. 153988/12

Tri State Haulers Inc., and
Frederick Stair, Jr.,
Defendants-Appellants,

-and-

Verizon New York, Inc.,
Defendant-Respondent.

-----X

Appeals having been taken from two orders of the Supreme Court, New York County, entered on or about September 26, 2017 and May 16, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated January 28, 2019, and due deliberation having been had thereon,

It is ordered that the appeals, previously perfected, are 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 April 30, 2019.

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

-----X
Eleanor B. Newirth,

Plaintiff-Appellant,

M-885

Index No. 100266/18

-against-

Jessica Perizzo,

Defendant-Respondent.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about August 21, 2018,

Now, upon reading and filing the notice of discontinuance received from, plaintiff-appellant dated February 4, 2019, and due deliberation having been had thereon,

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

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 April 30, 2019.

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

Angel V.,

CONFIDENTIAL

M-972

A Person Alleged to be a Juvenile
Delinquent,

Docket No. D-14396-17/18A

Respondent-Appellant.
-----X

An appeal having been taken from an order of the Family Court, Bronx County, entered on or about July 30, 2018,

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for respondent-appellant dated February 15, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X

Jiangyin Fengkai Knit Co., Ltd.,
Plaintiff-Respondent,

-against-

Reflex Performance Resources, Inc.,
Defendant-Appellant,

M-974
Index No. 656955/17

-and-

Yin Junjing, etc.,
Defendant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about June 20, 2018 (Calendar No. 2018-3089),

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for defendant-appellant dated February 8, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X

Jiangyin Fengkai Knit Co., Ltd.,
Plaintiff-Respondent,

-against-

Reflex Performance Resources, Inc.,
Defendant-Appellant,

M-976
Index No. 656955/17

-and-

Yin Junjing, etc.,
Defendant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about June 20, 2018 (Calendar No. 2018-3115),

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for defendant-appellant dated February 8, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X
HSBC Bank USA, National Association,
etc.,
Plaintiff-Respondent,

-against-

Alec H. Diacou, Susan H. Arensberg,
Defendants-Appellants,

M-988
Index No. 35354/14E

The Bank of New York Mellon, formerly
known as The Bank of New York, etc.,
et al.,
Defendants.

-----X
Appeals having been taken from orders of the Supreme Court,
Bronx County, entered on or about June 28, 2017 and November 13,
2017,

Now, upon reading and filing the papers with respect to the
motion, including the correspondence from the attorney for
defendants-appellants dated February 12, 2019, and due
deliberation having been had thereon,

It is ordered that the appeals are deemed 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 April 30, 2019.

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

-----X

Oscar Engelbert,

Plaintiff-Appellant,

-against-

M-1069X

Index No. 653189/16

Jide Zeitlin,

Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 22, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 5, 2019, 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 April 30, 2019.

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

-----X
Charles A. Sherod, as Administrator of
the Estate of Mary Fortune, also known
as Mary Lou Fortune, Deceased,
Plaintiffs-Respondents,

-against-

M-1071
Index No. 311155/11

Montefiore Medical Center,
Defendant,

-and-

Kings Harbor Multicare Center,
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about June 21, 2018,

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for defendant-appellant dated February 21, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X
Blue Water RE Ltd., Blue Water Master Fund Ltd., acting in respect of Blue Capital Global Reinsurance SA-1, Blue Water Master Fund Ltd., acting in respect of BCAP Mid Vol Fund, and Blue Capital RE ILS Ltd.,

M-1072
Index No. 653201/18

Plaintiffs-Appellants,

-against-

Paradigm Group, LLC, New Paradigm Parametric, LLC, New Paradigm Underwriters, LLC, and IRIS Reinsurance Ltd.,

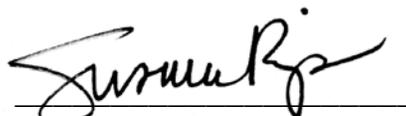
Defendants-Respondents.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 2, 2019, (Cal. No. 2019-125),

Now, upon reading and filing the notice of withdrawal of appeal of the parties hereto, dated February 22, 2019, and due deliberation having been had thereon,

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

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 April 30, 2019.

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

-----X
Blue Water RE Ltd., Blue Water Master Fund Ltd., acting in respect of Blue Capital Global Reinsurance SA-1, Blue Water Master Fund Ltd., acting in respect of BCAP Mid Vol Fund, and Blue Capital RE ILS Ltd.,

M-1073
Index No. 653201/18

Plaintiffs-Appellants,

-against-

Paradigm Group, LLC, New Paradigm Parametric, LLC, New Paradigm Underwriters, LLC, and IRIS Reinsurance Ltd.,

Defendants-Respondents.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 9, 2019, (Cal. No. 2019-1170),

Now, upon reading and filing the notice of withdrawal of appeal hereto, dated February 22, 2019, and due deliberation having been had thereon,

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

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 April 30, 2019.

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

-----X
In Re: New York City Asbestos Litigation

- - - - -
Desiree Hooper-Lynch,
Plaintiff-Respondent,

-against-

Akzo Nobel, Inc., et al.,
Defendants,

M-1074
Index No. 190328/15

-and-

Colgate-Palmolive Company (for
Cashmere Bouquet),
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about December 11, 2018,

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for defendant-appellant dated February 21, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X
Gina Robinson,

Plaintiff-Appellant,

-against-

M-1188

Index No. 654330/18

French & Casey 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 9, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated February 27, 2019, 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 April 30, 2019.

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

-----X
Madonna Ciccone,

Plaintiff-Appellant,

-against-

One West 64th Street, Inc.,

Defendant-Respondent.
-----X

M-1189

Index No. 651748/16

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

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for plaintiff-appellant dated February 28, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X
Vincent P. Lynch,
Plaintiff-Respondent,

-against-

M-1191
Index No. 115278/10

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

- - - - -
Hector Manuel Cruz,
Plaintiff-Appellant,

-against-

Phillip Richardson and New York City
Transit Authority,
Defendants-Respondents,

Index No. 110572/11

-and-

Vincent Lynch, et al.,
Defendants.

-----X

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

Now, upon reading and filing the papers with respect to the motion, including the correspondence from the attorney for plaintiff-appellant dated February 27, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed 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 April 30, 2019.

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

-----X

Voya Services Company,
Plaintiff-Respondent-Appellant,

-against-

Darin Arita, M-6526
Defendant-Appellant-Respondent, Index No. 153752/18

-and-

Prudential Financial, Inc.,
Defendant-Respondent.

-----X

An appeal having been taken by defendant Darin Arita, from an order of the Supreme Court, New York County, entered on or about October 30, 2018, which granted plaintiff's motion to compel arbitration and denied defendant Arita's motion to stay arbitration, and said appeal having been perfected,

And appeals having been taken by plaintiff from two orders of the same Court, both entered on or about October 30, 2018,

And defendant-appellant having moved for a stay of enforcement of the aforesaid order, pending hearing and determination of the appeal taken therefrom,

Now, upon reading and filing the stipulation of discontinuance of the parties, dated February 21, 2019, and due deliberation having been had thereon,

It is ordered that the appeals are deemed withdrawn in accordance with the aforesaid stipulation, and the motion is denied as moot.

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 April 30, 2019.

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

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

ex rel. Alma Magana, Esq.,
on behalf of Dennys Polanco,

Petitioner-Appellant,

-against-

Cynthia Brann, Commissioner,
New York City Department of
Correction,

Respondent-Responent.

-----X

M-6690

Ind. No. 2444/18
Index No. 452175/18
SCID No. 30192/18

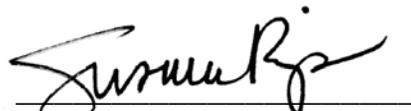
An appeal having been taken from a judgment of the Supreme Court, New York County, entered on or about November 29, 2019 which, inter alia, denied and dismissed petitioner's Writ of Habeas Corpus,

And, petitioner-appellant having moved for a reduction of bail and related relief pending the hearing and determination of the aforesaid appeal,

Now, upon reading and filing the stipulation of the parties hereto, dated February 1, 2019, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid stipulation, and the motion is denied as moot.

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 April 30, 2019.

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

-----X

Michelle R.,
Plaintiff-Appellant,

CONFIDENTIAL

M-363

-against-

Index No. 309377/12

Alexander R.,
Respondent-Respondent,

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

-----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 November 30, 2018, determining issues of custody and visitation, 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 Elayne Kesselman, Esq., dated January 22, 2019, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Judiciary Law § 35, Lewis S. Calderon, Esq., 155-03 Jamaica Avenue, Jamaica, New York, 11432, Telephone No. 718-883-1560, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of the Supreme Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, without charge¹ **within 30 days 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 Supreme Court to this Court. **The Clerk of Supreme Court**

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

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 the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Supreme Court.** (See M-345, dated April 30, 2019, released 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 April 30, 2019.

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

-----X

Michelle R.,
Plaintiff-Respondent,

-against-

Alexander R.,
Defendant-Respondent.

- - - - -

Steven P. Forbes, Esq., Attorney
for Subject Child-Appellant.

-----X

CONFIDENTIAL
M-345
Index No. 309377/12

Elizabeth Fee, Esq., court attorney for the subject child, Alex R., having moved on said child's behalf, for leave to respond, as a poor person, to the appeal taken from an order of the Supreme Court, New York County, entered on or about November 30, 2018, determining issues of custody and visitation; 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 Elizabeth Fee, Esq., dated January 19, 2019, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Judiciary Law § 35, 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

(M-345)

-2-

April 30, 2019

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, are filed with this court, pursuant to 22 NYCRR Section 1250.9. (See M-363, dated April 30, 2019, released 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 April 30, 2019.

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.

- - - - -

Jose F., Jr.,
Petitioner-Respondent,

-against-

CONFIDENTIAL

M-872

Docket Nos. V-2782-18
V-2783-18
V-2784-18

Santa F.,
Respondent-Appellant,

Administration for Children's Services,
Respondent,

- - - - -

Janet E. Sabel, Esq., The Legal Aid Society, Attorney for the Children.

-----x

Respondent-appellant mother, 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 January 7, 2019, 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 Anna Arons, Esq., dated February 11, 2019, 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, Andrew J. Baer, Esq., 299 Broadway, Suite 1415, New York, New York, 10007, Telephone No. 212-233-0318, 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 the 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-718
Ind. No. 2912/17

Angelo Rodriguez,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about January 22, 2019, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-722
Ind. No. 2242/15

Bernardo Sanchez,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about January 3, 2019, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-723
Ind. No. 4173/15

Mike Walcott,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about December 6, 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 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 April 30, 2019.

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

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

-against- M-781
Ind. No. 1005/18

Sonia Ramsey,
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 December 12, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-809
Ind. No. 3500/16

Felix Tapia,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about May 29, 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 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, 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-946
SCI. No. 4101/18

Hugues Stfleurant,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about December 12, 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 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, 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-947
Ind. No. 64/18

Bilal Nagi,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about December 7, 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 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, 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1022
Ind. No. 3404/18

Jermine Winsfield,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about January 14, 2019, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1030
Ind. No. 497/18

Kwame Parker,
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 December 11, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1075
Ind. No. 2537/17

Bridgitte Ascencio,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about December 14, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1170
Ind. No. 4246/17

Exander Rodriguez Santos,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about March 12, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1177
Ind. No. 2610/17

Richard Rubiera,
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 17, 2019, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1199
SCI. Nos. 2516/18
2515/18

Mark Pope,
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 11, 2019, 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 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1283
SCI. No. 2305/18

Andrew Mable,
Defendant-Appellant.

-----X

An order of the Supreme Court, Bronx County, having been entered on or about December 4, 2018, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about January 9, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1284
Ind. No. 2895/16

Kyron Randall,
Defendant-Appellant.

-----X

An order of the Supreme Court, Bronx County, having been entered on or about January 3, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about January 3, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1285
SCI. No. 2264/18

Nelson Soria,
Defendant-Appellant.

-----X

An order of the Supreme Court, Bronx County, having been entered on or about January 11, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about January 12, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-1286
Ind. No. 1684/16

Fremys Tirado,
Defendant-Appellant.

-----X

An order of the Supreme Court, Bronx County, having been entered on or about January 3, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about January 3, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted 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.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

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

Respondent,

-against-

CONFIDENTIAL

M-1393

Ind. No. 5233/02

Damon Bonnemere,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from the order of the Supreme Court, New York County (Stolz, J.), entered on or about February 20, 2019, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, 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 permitting the appeal to 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 District Attorney of said county and file 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 Clerk of the Supreme Court shall expeditiously make and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Stolz as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., Center for Appellate Litigation, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

(M-1393)

-2-

April 30, 2019

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 April 30, 2019.

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

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

-against-

M-927
Ind. No. 983/15

David Barea,
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 October 4, 2017, 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 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, 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.

(M-927)

-2-

April 30, 2019

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 April 30, 2019.

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

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

-against-

M-443
Ind. No. 1184/13

Larry Ramos,
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 October 11, 2017, 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 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 April 30, 2019.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rosalyn H. Richter
Jeffrey K. Oing
Peter H. Moulton, Justices.

-----x

The People of the State of New York
ex rel.: Dexter Murray,
Petitioner-Appellant,

-against-

Warden: Sherman Dunbar, Manhattan
Detention Complex,
Respondent-Respondent.

M-651
Index No. 101682/18
Ind. No. 3209/16
SCID No. 30191/18

-----x

Petitioner-appellant, pro se, 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 January 9, 2019, which denied and dismissed petitioner's writ of habeas corpus; 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 granted to the extent of permitting the appeal to 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 New York State Attorney General, the New York County District Attorney, and respondent, 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. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record. The motion is otherwise 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 April 30, 2019.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Peter Tom
Peter H. Moulton, Justices.

-----x
In the Matter of the Application of
Solomon R. Faison, Jr.,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-1362
of the Civil Practice Law and Rules, Index No. 101530/18

-against-

Taxi and Limousine Commission,
Respondent-Respondent.
-----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 County, entered on or about February 20, 2019, and the proceeding having been perfected,

And petitioner-appellant, pro se, having moved to enlarge the record, to subpoena witnesses, and for poor person 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 denied, in its entirety.

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 April 30, 2019.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Troy K. Webber
Ellen Gesmer
Anil C. Singh, Justices.

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

Corinne Frances B.,
Petitioner-Appellant,

CONFIDENTIAL

M-1396

-against-

Docket Nos. V-10349/17
V-5270/18

Antwan M.,
Respondent-Respondent.

V-5270/18/18A

Anna Schissel, Esq.,
Attorney for the Child.

-----X

An appeal having been taken to this Court by petitioner-appellant from an Order of the Family Court, New York County (Docket No. V-10349/17), entered on or about March 8, 2018, which dismissed petitioner-appellant's petition with prejudice, and required that she not refile without first obtaining leave of court,

And appeals having been taken to this Court by petitioner-appellant from three interim orders of the Family Court, New York County (Docket No. V-5270/18), entered on or about May 7, 2018,

And petitioner-appellant, pro se, having moved for (1) leave to prosecute, as a poor person, the aforementioned appeals, for the assignment of counsel, and for related relief, (2) consolidation of the appeals taken from orders issued under Docket Nos. V-05720/18 and V-10349/17, and an enlargement of time to perfect same, and (3) a stay of proceedings in Family Court pending hearing and determination of the consolidated appeals,

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 consolidating all appeals from the orders under Docket Nos. V-05720/18, V-5270/18/18A and V-10349/17, to the extent that they have not already been consolidated by the order of this Court entered on September 13, 2018 (M-3078), and the time to perfect same is enlarged to the October 2019 Term, with no further enlargements to be granted (see 1250.9(f)(2) and (3)), and

It is further ordered that the branch of the motion seeking leave to prosecute, as a poor person, the aforementioned appeals, for the assignment of counsel, and for related relief, is denied, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), and 22 NYCRR 1250.4(d)(1) and (2), setting forth, inter alia, facts sufficient to establish appellant's indigence, and

It is further ordered that that branch of the motion seeking a stay of Family Court proceedings pending hearing and determination of the appeals 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 April 30, 2019.

Present - Hon. David Friedman, Justice Presiding,
Dianne T. Renwick
Troy K. Webber
Marcy L. Kahn
Cynthia S. Kern, Justices.

-----X
Michael S. Gardner,
Petitioner-Respondent, M-916
M-918
-against- Index No. 650739/18

Cantor Fitzgerald Europe,
Respondent-Appellant.
-----X

An appeal having been taken from orders of the Supreme Court, New York County, entered on or about June 29, 2018, which granted petitioner's petition to compel arbitration and denied respondent's motion to dismiss the proceeding,

And respondent-appellant having moved to stay enforcement of the order compelling arbitration, pending hearing and determination of the appeal (M-916),

And plaintiff-respondent having cross-moved to dismiss the appeal (M-918),

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

It is ordered that the cross motion to dismiss the appeal (M-918) is granted. The motion to stay enforcement of the order compelling arbitration (M-916) 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 April 30, 2019.

Present - Hon. David Friedman, Justice Presiding,
Barbara R. Kapnick
Troy K. Webber
Marcy L. Kahn
Cynthia S. Kern, Justices.

-----X

Suzanne Mangold Zacharius,
Plaintiff-Appellant,

-against-

M-644
Index No. 652460/12

Kensington Publishing Corp., Steven
Zacharius and Judith Zacharius,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for reargument of the decision and order of this Court, entered on December 6, 2018 (Appeal Nos. 7831-32N),

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.

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 April 30, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Sallie Manzanet-Daniels
Peter Tom
Barbara R. Kapnick
Peter H. Moulton, Justices.

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

-against-

David Dykes,
Defendant-Appellant.

SEALED
M-1525
Ind. Nos. 4955/11
1332/11
SCI No. 424/17

-----x

An appeal having been taken to this Court by defendant-appellant from a judgment of the Supreme Court, New York County, rendered May 3, 2017, and said appeal having been perfected (Cal. No. 5167 - September 2019 Term).

And defendant-appellant having moved for an order sealing: 1) the plea minutes, dated September 7, 2012; 2) the sentencing minutes, dated May 3, 2017; 3) the instant application; and 4) the appellate briefs,

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.

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 April 30, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Judith J. Gische
Troy K. Webber
Marcy L. Kahn
Peter H. Moulton, Justices.

-----x
In the Matter of

Capital Enterprises Co.,
Petitioner-Appellant,

SEALED
M-1810
Index No. 653961/16

-against-

Alvin Dworman,
Respondent-Respondent,

Sachs Investing Company and Sachs
Properties Company,
Non-Party Appellants.

-----x

An appeal having been taken by petitioner-appellant from an order of the Supreme Court, New York County, entered on or about January 16, 2019, which granted respondent's motion to confirm a final arbitration award issued in a JAMS arbitration and denied petitioner's cross motion to vacate the award; and the appeal having been perfected (Cal No. 2019-399),

And an appeal having been taken by non-party-appellants from an order of the same court, entered on or about January 8, 2019, which denied their motion to vacate the arbitration award; and the appeal having been perfected (Cal No. 2019-310), and

And petitioner-appellant having moved for a calendar preference for the June 2019 Term (see 22 NYCRR § 1250.15[a][2] and CPLR 5521[a]),

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

It is ordered that petitioner-appellant's motion for a calendar preference is granted to the extent that the Clerk of the Court is directed to maintain the appeal taken from the order entered on or about January 16, 2019 (Cal No. 2019-399) on this Court's calendar for the June 2019 Term, and

It is further ordered, on the Court's own motion, that the Clerk of the Court is directed to maintain the related appeal taken by the non-parties appellants, from an order of the same court, entered on or about January 8, 2019 (Cal No. 2019-310) on this Court's calendar for the same day of the June 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 April 30, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Peter Tom
Marcy L. Kahn
Jeffrey K. Oing
Anil C. Singh, Justices.

-----X
Richard Keeney, et al.,

Plaintiffs-Appellants,

-against-

M-1182
Index No. 21315/12E

New York City Housing Authority,

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 January 24, 2019 (Appeal No. 8198),

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.

ENTERED:


CLERK

The Following Motion Order Was Entered and Filed 4/29/19

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 April 29, 2019.

PRESENT: Hon. Judith J. Gische, Justice Presiding,
Marcy L. Kahn
Ellen Gesmer
Anil C. Singh
Peter H. Moulton, Justices.

-----X
HSBC Mortgage Corporation,
Plaintiff-Respondent,

-against-

M-2018
Index No. 101869/09

Jsang Kei Lau,
Defendant-Appellant.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about February 15, 2019,

And defendant-appellant, pro se, having moved for a stay of foreclosure sale of a certain condominium apartment, 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.

ENTERED: April 29, 2019


CLERK

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

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

-----X

The People of the State of New York,
Respondent,

M-1007
Ind. No. 2975/14

-against-

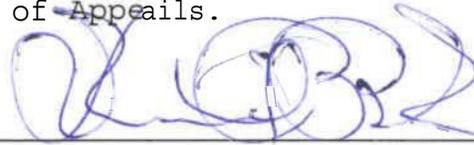
CERTIFICATE
GRANTING LEAVE TO APPEAL
TO THE COURT OF APPEALS

Rickey Alston,
Defendant-Appellant.

-----X

I, Dianne T. Renwick, a Justice of the Appellate Division, Supreme Court, First Department, do hereby certify that in the record and proceedings herein* questions of law are involved which ought to be reviewed by the Court of Appeals and pursuant to CPL 460.20, it is

ORDERED that permission hereby is granted to the above-named appellant to appeal to the Court of Appeals.



Justice of the Appellate Division

Dated: March 18, 2019
New York, New York

ENTERED:

APR 3 0 2019

*Description of Order:

Judgment, Supreme Court, New York County, rendered on September 8, 2015, App. Div., First Dept., Appeal No.7527- 7528, Affd on January 22, 2019.

Notice: Within 10 days from the issuance of this certificate, a preliminary appeal statement must be filed with the Clerk of the Court of Appeals pursuant to Rule 500.9 of the Court of Appeals Rules.