

THE FOLLOWING MOTION ORDERS  
WERE ENTERED AND FILED ON  
DECEMBER 2, 2008

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Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5282 People v Tuckey, Eric

M-5283 People v Alberto, Jose

M-5286 People v Mason, William (Bx. County)

M-5287 People v Mason, William (NY County)

M-5311X Severo v The Rockefeller University  
(And other actions)

M-5344X BT Americas Inc. v Prontocom Marketing, Inc. -  
Kader

M-5381X Milstein v IHI Danmark A/S, International Health  
Insurance

M-5398 People v Diaz, Jose, also known as Diaz, Alex, also  
known as Vielman, Alex

Appeals withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5399X Shiloh v Pearl Cohen Zedek Latzer, LLP

Appeal and cross appeal withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5377 Procany v Vornado Realty Trust  
(And other actions)

Appeal, previously perfected for the November 2008  
Term, withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5378 Dickstein Shapiro, LLP v Cassino

Appeal, previously perfected for the November 2008  
Term, withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5376 Yoon v The City of New York - J&D Services, Inc.

Appeals, previously perfected for the December 2008  
Term, withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5392 The Travelers Indemnity Company of Connecticut,  
as Subrogee of the Rights of The Foundation Center  
v A&R Kalimian Realty, L.P.

Appeal, previously perfected for the December 2008  
Term, withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5393 Megrelishvili v Our Lady of Mercy Medical Center

Appeal and cross appeal, previously perfected for the  
January 2009 Term, withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5116 Goodie Brands Packing Corp. v LR Sales Corp., doing  
business as Vegetable Power - Entenmann

Motion and appeal deemed withdrawn, as indicated.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-4614 Taylor v Sheridan

M-4989

Appeal dismissed.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-4966 People v Brye, Kenneth

Notice of appeal deemed timely filed; leave to  
prosecute appeal as a poor person granted, as indicated.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-4987 People v Proano, Richard

Notice of appeal deemed timely filed; leave to prosecute appeal as a poor person granted, as indicated.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-5104 People v Brown, James

M-5105 People v Brown, Kennedy

M-5106 People v McMillan, Steve

M-5111 People v Chauncy, James, also known as James,  
Chauncy

Leave to prosecute appeals as poor persons granted, as indicated.

Lippman, P.J., Sweeny, Catterson, Acosta, Renwick, JJ.

M-4956 Romeo v Property Owner (USA) LLC

Time to perfect appeal enlarged to the February 2009 Term.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-5085 Miller v Bruan

Time to perfect appeal enlarged to the March 2009 Term, as indicated.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-4905 Bygrave v New York City Housing Authority

Time to perfect appeal enlarged to the March 2009 Term.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-5035 Pulliam v Deans Management of N.Y., Inc.

Time to perfect appeal enlarged to the March 2009 Term.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-5044 (DC #1) People v Aguilar, Jose, also known as Aguilar,  
Jose Luis

M-5051 (DC #4) People v Almonte, Pablo

M-5053 (DC #5) People v Andrade, Allen

M-5059 (DC #8) People v Badia, Eddie

M-5060 (DC #9) People v Bailey, Michael

M-5064 (DC #13) People v Brunson, Shakim

Upon the Court's own motions, time to perfect appeals enlarged to the March 2009 Term, as indicated.

Lippman, P.J., Mazzarelli, Buckley, McGuire, DeGrasse, JJ.

M-5065 (DC #14) People v Butts, William  
M-5078 (DC #21) People v Chimilio, Richard  
M-5127 (DC #29) People v Ferguson, Michael  
M-5130 (DC #32) People v Flowers, Marlon  
M-5135 (DC #40) People v Jenkins, Kyle  
M-5146 (DC #50) People v Lovett, Cleveland  
M-5148 (DC #52) People v Martinez, Ramon  
M-5153 (DC #57) People v Moales, Samuel  
M-5156 (DC #60) People v Nji, Njasang  
M-5161 (DC #65) People v Pinales, Luis E., also known as  
Pinales, Luis  
M-5163 (DC #67) People v Pearson, Terry  
M-5164 (DC #68) People v Phillips, James  
M-5166 (DC #70) People v Picon, Manuel  
M-5170 (DC #74) People v Roosevelt, Anthony  
M-5176 (DC #80) People v Williams, Tyrone, also known as  
Williams, Tyrone L.

Upon the Court's own motions, time to perfect appeals enlarged to the March 2009 Term, as indicated.

Lippman, P.J., Mazzairelli, Buckley, McGuire, DeGrasse, JJ.

M-5075 (DC #16) People v Campbell, Rohan

M-5208

Upon papers filed and upon the Court's own motion, time to perfect appeals enlarged to the March 2009 Term, as indicated.

Tom, J.P., Mazzairelli, Saxe, Nardelli, Buckley, JJ.

M-4844 People v Diallo, Dieydy

Appeal deemed withdrawn.

Tom, J.P., Saxe, Nardelli, Buckley, JJ.

M-3628 Rudes v Heller

M-4954

Appeal dismissed; stay denied, as indicated.

Tom, J.P., Mazzairelli, Saxe, Nardelli, Buckley, JJ.

M-4881 People v Eneh, Mark

Notice of appeal deemed timely filed; leave to prosecute appeal as a poor person granted, as indicated.

Tom, J.P., Andrias, Friedman, Catterson, Acosta, JJ.

M-4871 People v Rios, Johnny

Notice of appeal deemed timely filed; leave to prosecute appeal as a poor person granted, as indicated.

Tom, J.P., Gonzalez, Sweeny, Catterson, Moskowitz, JJ.

M-4792 People v Clanton, Tony

Leave to prosecute appeal as a poor person granted,  
as indicated.

Tom, J.P., Andrias, Friedman, Catterson, Acosta, JJ.

M-4723 Pryor v The City of New York

Stay of trial granted on condition appeal perfected  
for the March 2009 Term, as indicated.

Tom, J.P., Saxe, Sweeny, Catterson, DeGrasse, JJ.

M-5109 Rivera v The City of New York - The New York City  
Transit Authority

Time to perfect appeal enlarged to the March 2009 Term.

Tom, J.P., Saxe, Williams, Catterson, Moskowitz, JJ.

M-4782 Abra Construction Corp. v 112 Duane Associates LLC

Time to perfect appeal enlarged to the April 2009 Term.

Saxe, J.P., Nardelli, Moskowitz, Renwick, Freedman, JJ.

M-4926 People ex rel. Batista, Alberto, also known as  
Blanco, Roberto v Warden

Leave to prosecute appeal as a poor person granted  
to the extent indicated.

Saxe, J.P., Nardelli, Moskowitz, Renwick, Freedman, JJ.

M-4924 People v Shay, Danielle

Enlargement of time to file notice of appeal denied.

Gonzalez, J.P., Buckley, Moskowitz, Renwick, DeGrasse, JJ.

M-4012 In the Matter of V., Jada - New York City  
Administration for Children's Services - Scherz -  
Hinojosa

Dismissal of appeal denied as academic, appeal having  
been deemed withdrawn by order of this Court entered December 4,  
2007 (M-5372).

Gonzalez, J.P., McGuire, Moskowitz, DeGrasse, Freedman, JJ.

M-4537 Kennedy v Kennedy

Stay denied.

Gonzalez, J.P., McGuire, Moskowitz, DeGrasse, Freedman, JJ.

M-4861 People v Dove, Faith, also known as Dove, Faith Y.

Leave to prosecute appeal as a poor person granted,  
as indicated; reargument denied.

Andrias, J.

M-2750 People v Legette, Shamar  
Leave to appeal to this Court denied.

Gonzalez, J.

M-4730 People v Davis, Kevin  
Leave to appeal to this Court granted, as indicated.

**The following orders were entered and filed on November 25, 2008:**

Tom, J.P., Gonzalez, Nardelli, Moskowitz, Renwick, JJ.

M-5486 Zone One New York, Inc. v Ali  
CPLR 5704(a) relief denied.

Tom, J.P., Gonzalez, Nardelli, Moskowitz, Renwick, JJ.

M-5351 Madison Third Building Companies, LLC v Berkey  
Stay of trial denied; interim relief granted by order  
of a Justice of this Court, dated November 6, 2008, vacated.

Saxe, J.P., Nardelli, Moskowitz, Renwick, Freedman, JJ.

M-5315 In the Matter of Kallas v Milberg Weiss LLP;  
M-5316 In the Matter of Bershad v Kallas;  
M-5317 In the Matter of Schulman v Kallas;  
M-5318 In the Matter of Misberg Weiss LLP v Kallas

Appeals consolidated; appellants directed to perfect  
same for the March 2009 Term, as indicated.

Catterson, J.

M-4247      In the Matter of R., Mark Eric; R., Tajanae and  
R., Taj X. - Children's Aid Society

Stay and other relief denied, as indicated.