

THE FOLLOWING MOTION ORDERS
WERE ENTERED AND FILED ON
NOVEMBER 18, 2008

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

M-5032 In the Matter of S., Alexandria

M-5097X Fiorentino v Southbury Operating Partners, LLC

M-5099X Bengis v Bengis

M-5184 Kleidman v Robinson

M-5036 People v Balde, Abdoulaye, also known as
 Abdoulaye, Balde

 Appeals withdrawn.

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

M-5020 O'Brien v Amaro

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Term, withdrawn.

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

M-4636 Ohle v New York City Transit Authority

 Appeal and cross appeal, previously perfected for the
November 2008 Term, withdrawn.

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

M-5039 Estate of Bush - Kramer v Danalis

Appeal, previously perfected for the December 2008 Term, withdrawn.

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

M-5088 O'Keefe v The City of New York

Appeal, previously perfected for the December 2008 Term, withdrawn.

Lippman, P.J., Saxe, Friedman, Sweeny, Acosta, JJ.

M-4668 Dixon v Aruna

M-4690

Appeal dismissed.

Lippman, P.J., Andrias, Friedman, Renwick, DeGrasse, JJ.

M-4422 Morrison v Dunn

Reargument denied; appeal dismissed.

Lippman, P.J., Mazzarelli, Williams, Buckley, Renwick, JJ.

M-4688 DeMartino v Metropolitan Life Insurance Company

Enlargement of time to perfect appeal denied; appeal dismissed.

Lippman, P.J., Saxe, Friedman, Sweeny, Acosta, JJ.

M-4583 In the Matter of A., Tonya v H., Hal, also known as H., Hal H.

Time to perfect appeal enlarged to the March 2009 Term, as indicated. Motion otherwise denied. (See M-4583A, decided simultaneously herewith.)

Friedman, J.

M-4583A In the Matter of A., Tonya v H., Hal, also known as H., Hal H.

Stay denied. (See M-4583, decided simultaneously herewith.)

Lippman, P.J., Andrias, Buckley, Sweeny, Renwick, JJ.

M-4394 Suggs v FG&B Realty Corp. - Sokolowsky - Mortgage Electronic Registration Systems, Inc., acting solely as nominee for Countrywide Home Loans, Inc.

Time to perfect appeal and cross appeals enlarged to the June 2009 Term, as indicated.

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

M-4895 People v Pope, Samuel

M-4896 People v Vasquez, Manuel

M-4897 People v Williams, Jerry

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

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

M-4662 Briarpatch Limited, L.P. v Briarpatch Film Corp.

Stay of discovery granted, as indicated. Appeals consolidated; time to perfect same enlarged to the March 2009, as indicated. Motion otherwise denied.

Lippman, P.J., Andrias, Saxe, Sweeny, DeGrasse, JJ.

M-3659 In the Matter of D., Linda v D., Darcy

Stay denied.

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

M-3973 In the Matter of Building Service 32B-J Legal Services Fund

Disbursement of certain funds granted, as indicated. Provision for future annual disbursement of funds denied, without prejudice to a further application.

Tom, J.P., Friedman, Buckley, Acosta, Freedman, JJ.

M-4340 In the Matter of Singh v City of New York Housing Preservation and Development

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

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

M-4865 In the Matter of F., Stephen Luis, also known as F., Stefan; F., Jennie Alexie, also known as F., Jennie; F., Frances Diana, also known as F., Frances, also known as F., Diana - The Children's Aid Society

Leave to prosecute appeal as a poor person denied as academic, appeal having been dismissed by order of this Court entered October 23, 2008 (M-4228).

Tom, J.P., Nardelli, Sweeny, McGuire, JJ.

M-4912 McAllan v Bloomberg

Time to perfect appeal enlarged to the February 2009 Term; notice of appeal deemed timely filed; appellant directed to file notices of entry with Clerk of Supreme Court, New York County.

Tom, J.P., Nardelli, Sweeny, McGuire, DeGrasse, JJ.

M-4784 Mandracchia-Scott v 170 East End Avenue, LLC
(And other actions)

Time to perfect appeal enlarged to the March 2009 Term.

Tom, J.P., Nardelli, Sweeny, McGuire, DeGrasse, JJ.

M-4635 Diakrousis v Maganga - Finkelstein & Partners, LLP. -
Trief & Olk

Time to perfect appeal and cross appeal enlarged to the March 2009 Term.

Tom, J.P., Nardelli, Williams, McGuire, Moskowitz, JJ.

M-4711 Arts4All, Ltd. v Hancock;
Hancock v Ng - Osgood

Reargument denied; leave to appeal to the Court of Appeals granted, as indicated.

Tom, J.P., Nardelli, Sweeny, McGuire, JJ.

M-4464 Borges v Entra America, Inc.

Leave to appeal from the Appellate Term denied.

Mazzarelli, J.P., Catterson, McGuire, Acosta, Renwick, JJ.

M-4469 Gemini's Lounge and Restaurant, Inc. v New York State
Liquor Authority

Injunctive relief granted by order of this Court entered October 11, 2007 (M-3388) vacated; proceeding dismissed.

Mazzarelli, J.P., Catterson, McGuire, Acosta, Renwick, JJ.

M-4466 People v August, John P.

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

Mazzarelli, J.P., Andrias, Nardelli, Buckley, Freedman, JJ.

M-4569 Gleam Realty, Inc. v Tommy's Realty, Inc.;
Davis v Mickens

Vacatur of orders entered October 29, 2007 and April 1, 2008 deemed motion to be one for CPLR 5704(a) relief, and as such, denied; leave to prosecute appeal as a poor person from order entered May 22, 2007 denied as academic; reargument denied, as indicated.

Mazzarelli, J.P., Friedman, Nardelli, Buckley, Freedman, JJ.

M-5058 In the Matter of New York City Pedicab Owners' Association, Inc. v New York City Department of Consumer Affairs - United Pedicab Business Alliance, Inc.

Leave to file brief amicus curiae granted, as indicated.

Mazzarelli, J.P., Friedman, Nardelli, Buckley, Freedman, JJ.

M-4906 Yoda, LLC v National Union Fire Insurance Company of Pittsburgh, PA

Stay denied.

Andrias, J.P., Saxe, Gonzalez, Catterson, Acosta, JJ.

M-3777 In the Matter of 10th Avenue Hospitality Group LLC v New York State Liquor Authority

Appeal withdrawn.

Andrias, J.P., Saxe, Gonzalez, Catterson, Acosta, JJ.

M-4857 Adventure Trails, Inc. v Leading the Way Tours, Inc.

Enlargement of time to perfect appeal denied; appeal dismissed.

Andrias, J.P., Saxe, Gonzalez, Catterson, Acosta, JJ.

M-4781 Kelly, formerly known as Xiong v Hiler

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

Andrias, J.P., Saxe, Gonzalez, Catterson, Acosta, JJ.

M-4671 People v Johnson, Melvin

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

Andrias, J.P., Saxe, Gonzalez, Catterson, Acosta, JJ.

M-4758 People v Howard, Michael

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

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

M-4292 District 4 Presidents' Council v The Franchise and Concession Review Committee of the City of New York

Appeals and motion deemed withdrawn.

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

M-4846 Gaspari v Sadeh - Finkelstein

M-5314

Appeals consolidated; time to perfect same enlarged to the March 2009 Term.

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

M-4628 Bank of America, Successor By Merger to Fleet National Bank v Tadco Construction Corp.
(And another action)

Time to perfect appeal enlarged to the January 2009 Term.

Gonzalez, J.P., Nardelli, Sweeny, McGuire, JJ.

M-3543 Cooper v Cooper

Reargument denied.

Lippman, P.J.

M-4420 People v Romero, Ubaldo

Leave to appeal to this Court denied.

Lippman, P.J.

M-4616 People v Ortiz, Teofilo,

Leave to appeal to this Court denied.

Andrias, J.

M-4489 People v Devison, Miguel
Leave to appeal to this Court denied.

Andrias, J.

M-4501 People v Rosario, Jose
Leave to appeal to this Court denied.

Sweeny, J.

M-4796 People v Mobayed, Craig, also known as
Meyers, Christopher
Leave to appeal to this Court denied.

Freedman, J.

M-4837 People v Pleasant, Lamaar
Leave to appeal to this Court denied.

The Following Orders Were Entered And Filed On November 13, 2008:

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

M-4914 Chan v Chin

Stay granted on condition appellants waive interest on judgment and perfect appeal for the March 2009 Term, as indicated.

Lippman, P.J., Mazzarelli, Andrias, Buckley, Sweeny, JJ.

M-3665 Pimental v DeJesus - Chase Manhattan Auto Finance Corp.
- Reyes

Reargument denied, as indicated.

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

M-5182 Larabee v The Governor of the State of New York -
New York State Senate - Diederich and The Association
for Advancement of Judicial Integrity

Leave to file brief amici curiae and related relief
denied.

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

M-5273 Empire State Fuel Corp. v Warbasse-Cogeneration
Technologies Partnership, L.P.

Leave to file a supplemental record granted, as
indicated.

Mazzarelli, J.P., Saxe, Catterson, Renwick, Freedman, JJ.

M-5074 Citibank, N.A. v McNamara

Stay denied.