

THE FOLLOWING MOTION ORDERS
WERE ENTERED AND FILED ON
OCTOBER 21, 2008

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

M-4725X Acadia-P/A 161st Street LLC v Proskauer Rose LLP
 (And a third-party action)

M-4726X Pinnock v Sunrise Limo Enterprises

M-4736 People v Arnold, William

 Appeals withdrawn.

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

M-4731 S., Zaraiz v Rosing - St. Barnabas Hospital

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Term, withdrawn.

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

M-4720X Arizabal v LaFuente - Sangare

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Term, withdrawn.

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

M-4510 People v Jones, Allen

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

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

M-4516 People v Rasako, Charles, also known as Rasko, Charles

M-4518 Caldwell, Robert

M-4519 Haviland, Lawrence

M-4529 Valdez, Ernesto

M-4543 Summers, Calvin

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

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

M-4525 Rodriguez v Schultz - Pantano

M-4689

Motions withdrawn.

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

M-4498 In the Matter of L., Melody - Administration for
Children's Services

CPLR 5704(a) relief denied.

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

M-4493 Masullo v 1199 Housing Corporation
(And a third-party action)

Time to perfect appeal enlarged to the February 2009
Term.

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

M-4485 People v Harris, Ramel, also known as Harris, Ramiel

Leave to file pro se supplemental brief granted for the February 2009 Term, to which Term appeal adjourned. Motion otherwise denied.

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

M-4515 Ou, also known as You v New York City Transit Authority

Time to perfect appeal enlarged to the February 2009 Term.

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

M-4536 In the Matter of C., Trinity - The New York Foundling Hospital

Appeal dismissed unless perfected for the February 2009 Term, as indicated.

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

M-4590 People v Bell, Jamel, also known as Bell, John

Extension of time to file pro se supplemental brief granted for the March 2009 Term, to which Term appeal adjourned.

Lippman, P.J., Gonzalez, Sweeny, Catterson, DeGrasse, JJ.

M-4376 Stryker v Stelmak

Time to perfect appeal enlarged to the June 2009 Term.

Lippman, P.J., Gonzalez, Nardelli, Acosta, DeGrasse, JJ.

M-4339 Slemish Corp. S.A. v Morganthau; Tupi Cambios S.A. v
Morganthau

Appeals consolidated, as indicated.

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

M-4653 Cummin v Cummin; Cummin v Beard

Stay of trial granted.

Tom, J.P., Mazzarelli, Gonzalez, Williams, JJ.

M-3596 People v Baskerville, Martin

Writ of error coram nobis denied.

Tom, J.P., Andrias, Nardelli, Williams, JJ.

M-4160 Cicero v Great American Insurance Company

Reargument or other relief denied.

Tom, J.P., Friedman, Nardelli, Williams, JJ.

M-2857 People v Roa, Rudy

Reargument/reinstatement or related relief denied.

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

M-4326 People v Vega, Manuel

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

Tom, J.P., Gonzalez, Williams, Moskowitz, Freedman, JJ.

M-4657 Zweig v Zweig

Stay denied.

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

M-4276 In the Matter of A., "Baby Girl", also known as A., Keyshawna, also known as A., Keyshawna, also known as A., Keyshawn - Jewish Child Care Association of New York

Appeal dismissed.

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

M-4304 Zuckerman v Goldstein - Zuckerman - Landers

Appeals and cross appeal dismissed unless perfected for the April 2009 Term, as indicated.

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

M-4325 People v Escarfuller, Wilfredo

Leave to prosecute appeal as a poor person denied, with leave to renew, as indicated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-4414 Euroway Contracting Corp. v Mastermind Estate
Development Corp.

Appellants directed to serve and file appellants' brief for the January 2009 Term, to which Term appeal adjourned. Stay of trial afforded by order of this Court entered August 5, 2008 (M-3205) continued on condition of compliance with the order of this Court, as indicated.

Mazzarelli, J.P., Andrias, Saxe, Gonzalez, Sweeny, JJ.

M-4095 First Hudson Capital, LLC v Seaborn

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

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

M-4348 In the Matter of L., Ernestine v New York City
Administration for Children's Services

Leave to prosecute appeal as a poor person denied, with leave to renew, as indicated.

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

M-4167 Kahn v Gandhi; Kahn v Fishbane-Mayer - Rahaman

Appeal dismissed.

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

M-3683 People v Gilman, William and McNenney, Edward

Stay granted on condition consolidated appeals perfected for the February 2009 Term, as indicated.

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

M-4360 People v Hubert, Cary, also known as Cary, Hubert

Leave to file pro se supplemental brief granted for the January 2009 Term, to which Term appeal adjourned.

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

M-4362 People v Hernandez, Victor

Leave to file pro se supplemental brief granted for the January 2009 Term, to which Term appeal adjourned.

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

M-4717 In the Matter of DeYoung v MDoffices.com, Inc.

Stay denied.

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

M-4691 Second On Second Café, Inc. v Hing Sing Trading, Inc.

Defendant directed to immediately file second supplemental record containing transcript; motion otherwise denied.

Andrias, J.P., Nardelli, McGuire, Moskowitz, Renwick, JJ.

M-4350 In the Matter of Feng v Kelly

Time to perfect appeal enlarged to the February 2009 Term.

Andrias, J.P., Nardelli, McGuire, Moskowitz, Renwick, JJ.

M-4164 Rivera v New York City Health and Hospitals Corporation

Time to perfect appeal enlarged to the February 2009 Term.

Andrias, J.P., Gonzalez, Buckley, Freedman, JJ.

M-4322 People v Resto, Alberto

Enlargement of time to file notice of appeal and related relief denied.

Andrias, J.P., Nardelli, McGuire, Moskowitz, Renwick, JJ.

M-4233 People v Johnson, Rahsaan

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

Andrias, J.P., Nardelli, McGuire, Moskowitz, Renwick, JJ.

M-4327 People v Gonzalez, Victor

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

Saxe, J.P., Sweeny, McGuire, Renwick, Freedman, JJ.

M-4308 Becker v Moskowitz

Leave to appeal from the Appellate Term denied.

Saxe, J.P., Friedman, Williams, Catterson, JJ.

M-3789 People v Alicea, Ralph

Motion dismissed, as indicated.

Saxe, J.P., Catterson, McGuire, Acosta, DeGrasse, JJ.

M-4435 B.B.C.F.D., S.A. v Bank Julius Baer & Co. Ltd. - Ivcher
(And other actions)

Appeals consolidated.

Buckley, J.P., Sweeny, Catterson, McGuire, JJ.

M-3365 People v Flemming, Woodrow

Reargument denied.

Nardelli, J.P., Williams, Buckley, Catterson, JJ.

M-3968 Eremeyev v Manhattan Eye, Ear & Throat Hospital

M-4016

M-4017

Leave to prosecute appeal as a poor person and other relief denied; appeal dismissed.

Andrias, J.

M-4218 In the Matter of C., Nusrat v R., Muhammad
Stay denied; appeals consolidated.

Acosta, J.

M-4337 People v Rincon, Juan
Leave to appeal to this Court denied.

Freedman, J.

M-4366 People v Bligen, Terry
Leave to appeal to this Court denied.

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

M-2399 In the Matter of Samuel Racer,
an attorney and counselor-at-law:

Respondent suspended from the practice of law in
the State of New York for a period of four years, effective
November 20, 2008, and until further order of this Court.
Opinion Per Curiam. All concur.

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

M-3038 In the Matter of Stephen K. Woods,
an attorney and counselor-at-law:

Respondent's name stricken from the roll of attorneys
and counselors-at-law in the State of New York, nunc pro tunc to
August 20, 2007. Opinion Per Curiam. All concur.

The following orders were entered and filed October 16, 2008:

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

M-4601 People v Cole, Charu Anthony

Appeal adjourned to the February 2009 Term.

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

M-4548 Penca v Jeffrey Management Corp.

Stay of trial denied.