

THE FOLLOWING MOTION ORDERS
WERE ENTERED AND FILED ON
OCTOBER 23, 2008

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

M-4775 In the Matter of B., Marie; D., Marvin; D., Marlisa -
 Abbott House

 Appeal withdrawn.

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

M-4567 Adhar v Schindler Elevator Corporation

 Appeal deemed withdrawn.

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

M-4790 Gonzalez v American Limousine
 [And a third-party action]

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Term, withdrawn.

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

M-3913 Kehyaian, also known as Kane v Fassoulis

 Appeal dismissed.

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

M-4228 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

Appeal dismissed.

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

M-4293 In Re: New York City Asbestos Litigation -
Dempsey v A.W. Chesterton Co. - Trane U.S. Inc.,
formerly known as American Standard Inc.

Appeal dismissed.

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

M-4441 Dragon Investment Company II LLC v Shanahan

Time to perfect appeal enlarged to the February 2009
Term.

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

M-4705 In the Matter of Hicks v New York State Division of
Housing and Community Renewal

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

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

M-4564 In the Matter of Barklee Realty Company, LLC v
Bloomberg

Time to perfect appeal enlarged to the June 2009 Term.

Lippman, P.J., Tom, Gonzalez, Buckley, Renwick, JJ.

M-3431 Thomas v Northeast Theatre Corp.

Reargument or other relief denied.

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

M-3618 Garcia v Mack-Cali Realty Corporation -
M-3958 Antonio Greco, Inc., doing business as TG Landscaping,
M-4274 Inc.

Reargument or other relief denied.

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

M-4397 People v Abreu, Ernesto

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

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

M-4445 People v Matys, Carlos

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

Tom, J.P., Saxe, Friedman, Buckley, Catterson, JJ.

M-3438 Albino v New York City Housing Authority -
New York City Housing Authority v Dimension Mechanical
Corporation
[And other actions]

Reargument denied.

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

M-4652 Nicoletti Gonson Spinner & Owen LLP (formerly known as
Nicoletti Gonson & Spinner LLP) v York Claims Service,
Inc.
[And a third-party action]

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

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

M-4417 Founders Insurance Company Limited v Everest National
Insurance Company and Arizona Corporation

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

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

M-3435 In the Matter of El v Kennedy

Dismissal of criminal proceeding and related relief
denied; petition dismissed.

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

M-4442 Alston v Bah

Appeal dismissed.

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

M-4619 New York City Economic Development Corporation v Corn Exchange LLC

Appeal adjourned to the February 2009 Term.

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

M-4400 The State of New York v Kessler

Time to perfect appeal enlarged to the February 2009 Term.

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

M-4378 People v Tineo, Ceasar

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

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

M-4692 BGC Financial, L.P. v GFI Securities LLC - Pagano - Connell

Preliminary appellate injunction denied.

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

M-3584 Ayala v Feil

Leave to appeal from the Appellate Term denied.

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

M-4457 405 East 56th Street, LLC v Morano

Leave to appeal from the Appellate Term and other relief denied.

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

M-4313 People v Antonio, Milton, also known as
Victorino, Milton Antonio, also known as
Rosario-Rodriguez, Milton

Appeal deemed withdrawn.

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

M-4234 People v Romero, Nesto

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

Andrias, J.P., Nardelli, Williams, Catterson, Moskowitz, JJ.

M-4444 People v Stevens, Anthony

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

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

M-4296 People v Chance, Duwayne

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

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

M-4225 People v Rivera, Joselo

Appeal dismissed.

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

M-4545 In the Matter of Levin & Glasser, P.C. v Kenmore Property, LLC

Time to perfect appeal enlarged to the February 2009 Term.

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

M-4125 Delhi Construction Corp. v The City of New York

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

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

M-4411 People v DeGannes, Samuel

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

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

M-4412 People v Diaz, Alfred

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

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

M-4290 People v Collins, DJuan

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

Friedman, J.P., Gonzalez, McGuire, Moskowitz, JJ.

M-4097 Hernandez v New York City Transit Authority

Reargument or other relief denied.

Williams, J.

M-4013 People v Brunner, Michael

Leave to be released on own recognizance or bail denied.

Buckley, J.

M-4364 People v Stevenson, Wallace

Leave to appeal to this Court denied.

Buckley, J.

M-4419 People v Santiago, Jose

Leave to appeal to this Court denied.

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

In the Matter of Attorneys Who Are in Violation
of Judiciary Law Section 468-a:

M-4563 Edith Diaz, admitted on 7-18-1983,
at a Term of the Appellate Division,
First Department

Respondent reinstated as an attorney and counselor-at-law in the State of New York, effective the date hereof. No opinion. All concur.

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

M-2837 In the Matter of Kehinde Oluwaranti Jobi,
an attorney and counselor-at-law:

Respondent suspended from the practice of law, effective the date hereof, until such time as disciplinary matters pending before the Committee have been concluded and until further order of this Court. Opinion Per Curiam. All concur.

The Following Order Was Entered And Filed On October 20, 2008:

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

M-4823 Mars v Dobrish

Leave to serve and file a supplemental record on appeal granted, as indicated.

The Following Orders Were Entered And Filed On October 21, 2008:

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

M-4179 Ford v City of New York - Kerinsant
M-4207 [And a third-party action]
M-4347 Reargument or other relief denied.

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

M-4683 Tamhane v Citibank, N.A. - Temco Service Industries,
Inc., - L.I.S.R., Inc.

Stay of trial granted on condition appellants perfect
respective appeal and cross appeals for the January 2009 Term, as
indicated. Clerk directed to calendar appeal and cross appeals
for hearing together during the second week of said January 2009
Term.

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

M-4801 Atria Builders, L.L.C. v Morgan 32 Holding LLC

Preliminary appellate injunction denied; interim relief
granted by order of a Justice of this Court, dated October 3,
2008, vacated.

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

M-4162 In the Matter of Civil Service Technical Guild,
M-4174 Local 375 AFSCME v City of New York
M-4532

Dismissal of appeal denied, as indicated; vacatur of
order denied. Appeal adjourned to the January 2009 Term.

The Following Order Was Entered And Filed On October 22, 2008:

Mazzarelli, J.P., Friedman, Buckley, Sweeny, Renwick, JJ.

M-1984 Cole v 1015 Concourse Owners Corp

Appeal dismissed, as indicated.