

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 May 24, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

-----X  
Wilson E. Mosezelle,  
Plaintiff-Respondent,

-against-

125<sup>th</sup> & Lenox, LLC,  
Defendant,

-and-

Gateway Demolition Corp.,  
Defendant-Appellant.

-----X

M-1578X  
Index No. 116855/07

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about January 11, 2011 (mot. seq. no. 002),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" April 4, 2011, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:

  
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 May 24, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

-----X  
Thomas A. Saunders, III,

Plaintiff-Respondent,

-against-

Morgan Stanley & Co., Inc.,

Defendant-Appellant.  
-----X

M-1579X  
Index No. 602443/09

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about December 29, 2010 (mot. seq. no. 002),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" April 4, 2011, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:

  
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 May 24, 2011.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Nelson S. Román, Justices.

-----X  
Peter Aaron and Brooke Allen,  
Plaintiffs-Respondents,

-against-

M-1982  
Index No. 103685/10

Fishbones Towing, Inc., et al.,  
Defendants,

The Doe Fund,  
Defendant-Appellant.

-----X

Plaintiffs-respondents having moved to dismiss the appeal taken from the order of the Supreme Court, New York County, entered on or about January 20, 2011 (mot. seq. no. 002),

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 dismissing the appeal pursuant to Rule 600.5(d) unless it is perfected for the September 2011 Term, and otherwise is denied.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1434A  
Ind. No. 1350/09

Jermaine Eleby,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about April 9, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1473  
Ind. No. 1898/10

Dashawn Baker,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about January 11, 2011, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Steven Banks, Esq., 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1474  
Ind. No. 3950/06

Tracy Clarke,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about November 17, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Steven Banks, Esq., 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1475  
Ind. No. 1492/09

Herbert Deas,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 3, 2011, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 120 days from the date of filing of the record.

ENTER:



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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1478  
Ind. No. 3567/10

Edward Evans,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about January 13, 2011, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Steven Banks, Esq., 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1479  
Ind. No. 9343/98

Jerome Henderson,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of resentence of the Supreme Court, New York County, rendered on or about November 16, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Steven Banks, Esq., 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1481  
Ind. No. 2414/04

Jose Hernandez,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, Bronx County, entered on or about May 12, 2010, for leave to have the appeal heard upon the original record and upon 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 upon 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 files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of resentence. 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.

Steven Banks, Esq., 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1482  
Ind. No. 597/99

Tim Jones,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 26, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1486  
Ind. No. 514/08

Lawrence Parker,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about November 04, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Steven Banks, Esq., 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzaelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1488  
Ind. No. 2922/09

Christopher Martinez,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about March 10, 2011, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1489  
Ind. No. 2922/09

Selbin Martinez,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about March 10, 2011, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1490  
Ind. No. 4282/10

Jose Miranda Ramos,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 29, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-1491  
Ind. No. 4617/10

George Olson,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 27, 2010, 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 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 120 days from the date of filing of the record.

ENTER:

  
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 May 24, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Rolando T. Acosta  
Sallie Manzanet-Daniels, Justices.

-----X

In the Matter of

Autumn I. P.,

A Child Under 18 Years of Age Alleged  
to be Abused and/or Neglected Under  
Article 10 of the Family Court Act.

**M-1418**  
Docket No. NA 16607/09

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Administration for Children's Services,  
Petitioner-Respondent,

Justin P.,  
Respondent-Appellant.

-----  
Steven Banks, Esq., The Legal Aid  
Society, Juvenile Rights Division,  
Attorney for the Child.

-----X

Respondent-appellant father having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about February 16, 2011, 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 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, Carol L. Kahn, Esq., 225 Broadway, Suite 1510, New York, NY 10007, Telephone No. (212) 227-0206, 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 therefor<sup>1</sup> **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 Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

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<sup>1</sup>Service 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 May 24, 2011.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Dianne T. Renwick  
Leland G. DeGrasse Justices.

-----X  
In the Matter of the Application of  
John Buric,  
Petitioner-Appellants,

For a Judgment Pursuant to Article 78  
of the Civil Practice Law and Rules,

-against-

M-6363  
M-65  
Index No. 110995/07

Raymond Kelly, as the Police Commissioner  
of the City of New York and as Chairman  
of the Board of Trustees of the Police  
Pension Fund, Article II, The Board of  
Trustees of the Police Pension, Article  
II, New York City Police Department and  
the Cit of New York,  
Respondents-Respondents.

-----X

Petitioner-appellant having moved by separate motions 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 November 30, 2010 (Appeal No. 3722) [M-6363/M-65],

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

It is ordered that the motions are denied.

ENTER:



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 May 24, 2011.

PRESENT: Hon. Luis A. Gonzalez, Justice Presiding,  
James M. Catterson  
Rolando T. Acosta  
Rosalyn H. Richter  
Sheila Abdus-Salaam, Justices.

-----X

Iris Wellington,  
Plaintiff-Appellant,

-against-

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

M-206  
Index No. 22827/05

Michelle F. Bhalerao,  
Defendant.

-----X

Plaintiff-appellant having moved for reargument of the decision and order of this Court entered on December 16, 2010 (Appeal No. 3907),

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.

ENTER:



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 May 24, 2011.

PRESENT: Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Helen E. Freedman  
Sallie Manzanet-Daniels, Justices.

-----X

In the Matter of the Application for the Guardianship and Custody of

Calvario Chase Norall W.,  
also known as Calvario W.,

A Child Under 18 Years of Age  
Pursuant to §384-b of the Social Services Law of the State of New York.

Edwin Gould Services for Children and Families, et al.,

Petitioners-Respondents, M-575  
Docket No. B-11215/09

Denise W.,  
Respondent-Appellant.

Steven Banks, Esq., The Legal Aid Society, Juvenile Rights Division,  
Law Guardian for the Child.

-----X

Petitioners-respondents having moved for dismissal of respondent-appellant's appeal taken from an order of the Family Court, Bronx County, entered on or about February 23, 2010,

Now, upon reading and filing the papers with respect to the motion, including the correspondence received May 12, 2011 from John R. Eyeran, Esq., counsel for petitioners-respondents, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid correspondence.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in in the County of New York on May 24, 2011.

Present: Hon. Peter Tom, Justice Presiding  
David B. Saxe  
Rolando T. Acosta  
Helen E. Freedman  
Sheila Abdus-Salaam, Justices.

-----X  
Harry Dubin,  
Plaintiff-Appellant,

-against-

M-1880  
Index No. 350528/04

Aviva (Dubin) Drescher,  
Defendant-Respondent.

-----X

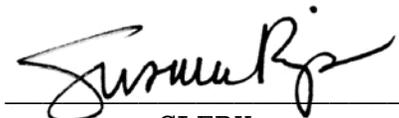
An appeal having been taken to this Court from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about April 18, 2011,

And Plaintiff-Appellant having moved for a stay of enforcement 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 granted on condition that plaintiff perfects the appeal for the September 2011 Term. Upon failure to so perfect, an order vacating the stay may be entered ex parte, provided that defendant-respondent serves a copy of this order upon plaintiff-appellant within 10 days after the date of entry hereof.

ENTER :

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in in the County of New York on May 24, 2011.

Present: Hon. Peter Tom, Justice Presiding  
David B. Saxe  
Rolando T. Acosta  
Helen E. Freedman  
Sheila Abdus-Salaam, Justices.

-----X  
Morrison Cohen, LLP, (formerly known as  
Morrison Cohen Singer & Weinstein, LLP),

Plaintiff-Respondent,

-against-

M-1898  
Index No. 115815/07

Karl M. Parrish,

Defendant-Appellant.  
-----X

Defendant-appellant having moved for a stay of enforcement of the judgment of the Supreme Court, New York County, entered on or about October 1, 2010, pending hearing and determination of the appeal taken therefrom,

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 on condition defendant perfects the appeal on or before July 11, 2011 for the September 2011 Term, with no further enlargements to be granted. Upon failure to so perfect, an order vacating the stay may be entered ex parte, provided that respondent serves a copy of this order upon appellant within 10 days after the date of entry hereof.

ENTER:

  
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 May 24, 2011.

PRESENT: Hon. Peter Tom, Justice Presiding,  
David B. Saxe  
Karla Moskowitz  
Rolando T. Acosta  
Sheila Abdus-Salaam, Justices.

-----X  
Keith Griffin,  
Plaintiff-Appellant,

-against-

M-1934  
Index No. 102756/07

Magnolia Associates, Ltd., Reckson  
Associates Realty Corp.,  
Defendant,

My Most Favorite 45th St. Corp.,  
et al.,  
Defendants-Respondents.

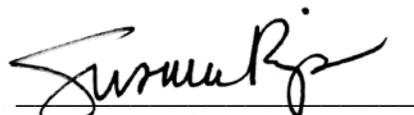
-----X  
(And a third-party action)  
-----X

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from order of the Supreme Court, New York County, entered on or about July 23, 2010 (mot. seq. no. 004),

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 enlarging the time in which to perfect the appeal to the October 2011 Term.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in in the County of New York on May 24, 2011.

Present: Hon. Peter Tom, Justice Presiding  
David B. Saxe  
Karla Moskowitz  
Rolando T. Acosta  
Sheila Abdus-Salaam, Justices.

-----X  
DLJ Mortgage Capital, Inc.,  
Plaintiff-Respondent,

-against-

Georgia Kontogiannis, et al.,  
Defendants-Appellants,

M-1863  
M-1866  
Index No. 104675/10

-and-

Thomas Kontogiannis, et al.,  
Defendants.

-----X

Separate appeals having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 14, 2011 (mot. seq. no. 002),

And defendants-appellants Halifax Group LLC and Plaza Real Estate Holdings, Inc. having moved (M-1863) and defendants-appellants Georgina Kontogiannis, et al., having moved (M-1866), by separate motions, for a stay of enforcement of the aforesaid order, pending hearing and determination of the aforesaid appeal,

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

It is ordered that the motions (M-1863/M-1866) are denied, without prejudice to defendants seeking relief in Supreme Court, New York County.

ENTER:

  
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 May 24, 2011.

Present - Hon. Peter Tom, Justice Presiding,  
Karla Moskowitz  
Diane T. Renwick  
Leland G. DeGrasse  
Sallie Manzanet-Daniels, Justices.

-----x  
In the Matter of a Proceeding for  
Custody and/or Visitation Under  
Article 6 of the Family Court Act.

- - - - -  
Damon Vincent B.-D.,  
Petitioner-Respondent,

M-349  
Docket Nos. V12621/08  
V12621-08/09

-against-

Dianna Antoinette P.,  
Respondent-Appellant.

- - - - -  
Meredith Moriarity, Esq.,  
The Children's Law Center,  
Attorney for the Child.

-----x  
Respondent-appellant mother having taken an appeal from the order of the Family Court, Bronx County, (Docket No. V12621/08) entered on or about May 11, 2009; and respondent-appellant mother having taken an appeal from the orders of said Family Court (Docket No. V12621-08/09A), entered on or about October 23, 2009 and November 13, 2009, respectively,

And an order of this Court having been entered on September 15, 2009 (M-3149), inter alia, granting respondent-appellant mother poor person relief and assigning John Marafino, Esq., as counsel to prosecute the appeal (Docket No. V12621/08),

And an order of this Court having been entered on January 12, 2010 (M-5416), inter alia, granting consolidation of the aforesaid appeals to the extent of amending the order of assignment of this Court entered on September 15, 2009 to cover all the appeals, and otherwise denying the motion,

And respondent-appellant having moved for poor person relief with respect to the appeals from the orders entered on or about entered on or about October 23, 2009 and November 13, 2009 (Docket No. V12621-08/09A),

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, as unnecessary, said poor person relief having been granted by the order of this Court entered on January 12, 2010 (M-5416). (See M-1284, decided simultaneously herewith.

ENTER:

  
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 May 24, 2011.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Diane T. Renwick  
Helen E. Freedman  
Nelson S. Román, Justices.

-----x

In the Matter of a Proceeding for  
Custody and/or Visitation Under  
Article 6 of the Family Court Act.

- - - - -

Damon Vincent B.-D.,  
Petitioner-Respondent,

M-1284  
Docket Nos. V12621/08  
V12621-08/09

-against-

Dianna Antoinette P.,  
Respondent-Appellant.

- - - - -

Meredith Moriarity, Esq.,  
The Children's Law Center,  
Attorney for the Child.

-----x

Respondent-appellant mother having taken an appeal from the order of the Family Court, Bronx County, (Docket No. V12621/08) entered on or about May 11, 2009; and respondent-appellant mother having taken an appeal from the orders of said Family Court (Docket No. V12621-08/09A), entered on or about October 23, 2009 and November 13, 2009, respectively,

And an order of this Court having been entered on September 15, 2009 (M-3149), inter alia, granting respondent-appellant mother poor person relief and assigning John Marafino, Esq., as counsel to prosecute the appeal (Docket No. V12621/08),

And an order of this Court having been entered on January 12, 2010 (M-5416), inter alia, granting consolidation of the aforesaid appeals to the extent of amending the order of assignment of this Court entered on September 15, 2009 to cover all the appeals, and otherwise denying the motion,

And respondent-appellant having moved for poor person relief with respect to the appeals from the orders entered on or about entered on or about October 23, 2009 and November 13, 2009 (Docket No. V12621-08/09A), and for an enlargement of the record on 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 to the extent it seeks poor person relief is denied, as unnecessary, said poor person relief having been granted by the order of this Court entered on January 12, 2010 (M-5416), and the remainder of the motion is otherwise denied. (See M-349, decided simultaneously herewith).

ENTER:

  
\_\_\_\_\_  
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 May 24, 2011.

Present: Hon. Angela M. Mazzarelli, Justice Presiding  
Dianne T. Renwick  
Leland G. DeGrasse  
Helen E. Freedman  
Rosalyn H. Richter, Justices.

-----X

Crystal Donaldson,

Plaintiff-Respondent,

-against-

M-1339

Index No. 260403/10

New York City Housing Authority,

Respondent-Appellant.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about October 6, 2010,

And respondent-appellant having moved for leave to omit allegedly unserved documents from the record on appeal attached as Exhibit A, with respect to any further proceedings hereon,

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.

ENTER:

  
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 May 24, 2011.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Diane T. Renwick  
Leland G. DeGrasse  
Helen E. Freedman  
Rosalyn H. Richter, Justices.

-----X

Rita V. Dunne,  
Plaintiff,

-against-

**M-1399**

Index No. 570190/08

SD & A Teleservices Inc.,  
Defendant.

-----X

An order of the Appellate Term having been entered in the office of the Clerk of the Supreme Court, New York County, on or about September 11, 2009, denying plaintiff's motion for reargument of the order of the Civil Court, New York County, entered on or about June 29, 2007 and for leave to appeal to this Court,

And plaintiff having moved for leave to prosecute a purported appeal to this Court as a poor person, for leave to have the purported appeal heard on the original record and upon 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 denied.

ENTER:



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 May 24, 2011.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Diane T. Renwick  
Leland G. DeGrasse  
Helen E. Freedman  
Rosalyn H. Richter, Justices.

-----X

Robert Hebel, et al.,

Plaintiffs-Appellants,

-against-

**M-1412**

Index No. 114246/06

City of New York and Central Park  
Conservancy, Inc.,

Defendants-Respondents.

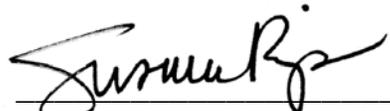
-----X

Plaintiffs-appellants having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about October 28, 2009,

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 enlarging the time in which to perfect the appeal to the September 2011 Term.

ENTER:

  
\_\_\_\_\_  
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 May 24, 2011.

Present: Hon. Richard T. Andrias, Justice Presiding  
David B. Saxe  
James M. Catterson  
Sheila Abdus-Salaam  
Sallie Manzanet-Daniels, Justices.

-----X  
Gama Aviation Inc. and Gama Leasing  
Limited,  
Plaintiffs-Appellants,

-against-

M-1164  
M-1338  
Index No. 651710/10

Sandton Capital Partners, LP, Sandton  
Capital Partners, LLC, Sandton Partners,  
LLC, and KB Acquisition, LLC,  
Defendants-Respondents.

-----X  
KB Acquisition, LLC,  
Counterclaim Plaintiff-Respondent,

-against-

Gama Aviation Inc. and Gama Leasing  
Limited,  
Counterclaim Defendants-Appellants,

-and-

Gama Holdings Limited,  
Additional Counterclaim  
Defendant-Appellant.

-----X

Appeals having been taken to this Court from orders of the Supreme Court, New York County, entered on or about March 11, 2011 (mot. seq. No. 003 and 004),

And plaintiffs-appellants Gama Aviation Inc. and Gama Leasing Limited having moved for a stay of enforcement and for modification of certain relief granted in the aforesaid order appealed issued under motion sequence no. 004, pending hearing and determination of the aforesaid appeal, and for related relief (M-1164),

And defendants-respondents Sandton Capital Partners, LP, et al., having cross-moved for dismissal of the appeal (M-1338), taken from the order appealed issued under motion sequence no. 003 which, inter alia, denied plaintiff's-appellant's motion to clarify, vacate or reargue a prior order of the aforesaid Supreme Court,

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

It is order that the motion (M-1164) is denied. The cross motion (M-1338) is granted and plaintiffs-appellants appeal taken from the aforesaid order of Supreme Court, New York County, entered on or about March 11, 2011 under motion sequence no. 003 is dismissed.

ENTER:

  
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 May 24, 2011.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,  
David Friedman  
Helen E. Freedman  
Rosalyn H. Richter  
Nelson S. Román, Justices.

-----X  
John Rustum and Mary Paige Rustum,  
Plaintiffs-Respondents,

-against-

M-1940  
Index No. 113020/10

Camila A. Pinto, et al.,  
Defendants-Appellants.

-----X

Plaintiffs-respondents having moved to dismiss the appeal taken from the order of the Supreme Court, New York County, entered on or about March 3, 2011, for failure to timely perfect,

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 to dismiss the appeal is granted unless the appeal is perfected on or before July 11, 2011 for the September 2011 Term.

ENTER:

  
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 May 24, 2011.

Present: Hon. Richard T. Andrias, Justice Presiding  
David Friedman  
Helen E. Freedman  
Rosalyn H. Richter  
Nelson S. Román, Justices.

-----X  
Kathryn Donnelly,

Plaintiff-Respondent,

-against-

M-1930  
Index No. 83/10

Ronnen Gur-Arie

Defendant-Appellant.  
-----X

An appeal having been taken from the order of the Supreme Court, Queens County, entered on or about January 28, 2011,

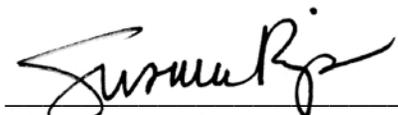
And said appeal having been transferred to this Court pursuant to an order of the New York State, Supreme Court, Appellate Division, Second Department, entered on April 21, 2011,

And defendant-appellant having moved for a stay of certain pendente lite relief provided by the order appealed 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.

ENTER:

  
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 May 24, 2011.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,  
James M. Catterson  
Karla Moskowitz  
Sheila Abdus-Salaam  
Nelson S. Román, Justices.

-----X

Northern Leasing Systems, Inc.,  
Plaintiff-Respondent,

-against-

The Estate of Edward M. Turner,  
et al.,  
Defendants-Appellants.

-----X

M-1262  
Index No. 602006/04

Defendants-appellants having moved for reargument of the decision and order of this Court entered on March 8, 2011 (Appeal No. 4480N),

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.

ENTER:

  
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 May 24, 2011.

Present: Hon. David B. Saxe, Justice Presiding  
David Friedman  
Helen E. Freedman  
Rosalyn H. Richter  
Sheila Abdus-Salaam, Justices.

-----X  
In the Matter of a Paternity Proceeding  
Under Article 5 of the Family Court Act.

- - - - -  
Commissioner of Social Services  
on behalf of Daquan E. B.,

Petitioner-Respondent,

-against-

Charles B.,

Respondent-Appellant.  
-----X

M-1458  
Docket No.  
F-05089-10/10A

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order (after filing of objection) of the Family Court, New York County, entered on or about November 10, 2010, 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 due deliberation having been had thereon,

It is ordered that the motion is granted, to the extent of providing respondent-appellant with limited poor person relief, and the motion is otherwise denied.

ENTER:

  
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 May 24, 2011.

PRESENT: Hon. David B. Saxe, Justice Presiding,  
David Friedman  
James M. Catterson  
Rolando T. Acosta  
Rosalyn H. Richter, Justices.

-----X  
Great American Insurance Companies,  
et al.,  
Plaintiffs,

-against- M-1084  
Index No. 103565/08

Bearcat Financial Services, Inc.,  
et al.,  
Defendants.

-----X  
Patrick Hayes,  
Third-Party Plaintiff-Appellant,

-against- Third Party  
Index No. 590789/09

Dresdner, Kleinwork, Wasserstein  
Services, LLC,  
Third-Party Defendants-Respondents.

-----X

An order of this Court having been entered February 17, 2010 (M-5660), inter alia, denying third-party plaintiff Patrick Hayes' motion for a stay of all proceedings pending hearing and determination of the appeal taken therefrom,

And third-party plaintiff Patrick Hayes having moved for renewal and reargument of the aforesaid order of this Court (M-5660),

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 and, upon renewal the stay previously sought is granted to the extent of staying that part of the order awarding costs and sanctions on condition that the appeal is perfected on or before July 11, 2011 for the September 2011 Term. Upon failure to so perfect, an order vacating the stay may be entered ex parte, provided that defendants-respondents serve a copy of this order upon appellant within 10 days after the date of entry hereof.

ENTER:

  
CLERK

PM ORDERS  
ENTERED ON  
MAY 24, 2011

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 May 24, 2011.

Present - Hon. Peter Tom, Justice Presiding,  
David B. Saxe  
Rolando T. Acosta  
Helen E. Freedman  
Sheila Abdus-Salaam, Justices.

-----X  
In the Matter of

Moona C.,  
Robina C.,  
Amal K., and  
Nadia K.,

Dependent Children under 18 Years  
of Age Alleged to be Abused and/or  
Neglected Under Article 10 of the  
Family Court Act.

- - - - -  
Administration for Children's  
Services,  
Petitioner-Respondent,

M-1971  
Docket Nos. NN2641-44/08

Charlotte K.,  
Respondent-Appellant.

- - - - -  
Steven Banks, Esq.,  
Law Guardian for Children Moona C.,  
Amal K. and Nadia K.,

Michael Moorman, Esq., Lawyers for  
Children, Law Guardian for Child  
Robina C.

-----X

Respondent-appellant having moved for an enlargement of time in which to perfect the appeal from the orders of the Family Court, New York County, entered on or about May 1, 2009 and October 26, 2009, respectively,

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 enlarging the time in which to perfect the appeals to the September 2011 Term.

ENTER:

  
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 May 24, 2011.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Rolando T. Acosta  
Sallie Manzanet-Daniels, Justices.

-----X  
People of the State of New York  
ex. rel., Gordon Ludwig, Esq., on  
behalf of Joel Thompkins,  
Petitioner-Appellant,

-against-

M-1115  
Index No. 400020/11

Dora Schriro, Commissioner New  
York City Department of Corrections,  
Respondent-Respondent.

-----X

Petitioner-appellant having moved for a stay of extradition pending hearing and determination of the appeal taken from the judgment order of the Supreme Court, New York County, rendered on or about February 9, 2011,

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.

ENTER:



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 May 24, 2011.

Present - Hon. Peter Tom, Justice Presiding,  
David B. Saxe  
Rolando T. Acosta  
Helen E. Freedman  
Sheila Abdus-Salaam, Justices.

-----x  
Russell Patterson,  
Plaintiff-Appellant,

-against-

M-1941  
Index No. 101638/09

Turner Construction Company, et al.,  
Defendants-Respondents.  
-----x

Appeals having been taken to this Court from orders of the Supreme Court, New York County, entered on or about January 24, 2011 and April 7, 2011, respectively,

And plaintiff-appellant having moved for a stay of enforcement of the aforesaid order pending hearing and determination of the aforesaid 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 on condition the appeals are perfected on or before July 11, 2011 for the September 2011 Term.

ENTER:

  
CLERK