

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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-101
Ind. No. 1399/13

George Almeida,
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 September 3, 2013, 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) one transcript 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:


DEPUTY 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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-102
Ind. No. 4050N/12

Abelardo C. Alejandro,
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 September 4, 2013, 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.

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PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-103
Ind. No. 1180/13

Gregory Chandler,
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 September 11, 2013, 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.

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PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

Teuri Corona, also known as Teari
Corona,
Defendant-Appellant.

M-104
Ind. Nos. 1770/11
388/11
Case Nos. 28172C/11
78575C/10

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from judgments of the Supreme Court, Bronx County, rendered on or about November 7, 2013, 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.

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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.

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Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-105
Ind. No. 2112/12
Case No. 36310C/10

Lataya Davis,
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 September 13, 2013, 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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-106
Ind. No. 5476/11

Jordan De La Cruz,
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 November 12, 2013, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-107
Ind. No. 815/12

Tamel Dixon,
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 12, 2013, 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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-108
Ind. No. 2684/12

Mario Gulindo,
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 August 7, 2013, 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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-109
Ind. No. 5141/12

Dorian Johnson,
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 September 14, 2013, 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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-110
Ind. No. 1451/12

Regina Lowther,
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 September 10, 2013, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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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.

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DEPUTY CLERK

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PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-111
Ind. No. 1794/11
Case No. 30989C/11

Henry Leal,
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 September 19, 2013, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

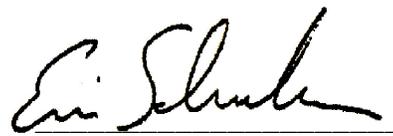
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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-114
Ind. No. 3963/12

Rocio Lizardo, also known as
Rocia Lizardo,
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 September 11, 2013, 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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-116
Ind. No. 2680/12

Gladys Martino,
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 August 8, 2013, 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.

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Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-117
Ind. No. 3100/13

Tory Marone,
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 September 10, 2013, 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.

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Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-118
Ind. No. 5592/12

Barry Norman,
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 4, 2013, 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.

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Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-120
Ind. No. 2629/13

Raul Perez,
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 September 17, 2013, 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,

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Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

Jaquan Paugh,
Defendant-Appellant.

M-121
Ind. Nos. 3215N/12
3083N/12
1031/10

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from judgments of the Supreme Court, New York County, rendered on or about June 27, 2013, 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) one transcript 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:


DEPUTY 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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-122
Ind. Nos. 3051/12
1009/12

Johnny Rodriguez,
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 June 18, 2013, 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) one transcript 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:


DEPUTY 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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-123
Ind. Nos. 940/11
4675/09

Shajohnny Santana,
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 16, 2013, 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) one transcript 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:


DEPUTY 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 February 13, 2014.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

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

-against-

M-5132
Ind. No. 561N/13

Kendel Brown, also known as Kendall Brown, also known as Kendell Brown, Defendant-Appellant.

-----X

Defendant having moved for an extension of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about June 18, 2013, for leave to prosecute the appeal as a poor person 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 deeming the moving papers a timely filed notice of appeal and 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) one transcript 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:


DEPUTY 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 February 13, 2014.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
John W. Sweeny, Jr., Justices.

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

Respondent,

-against-

M-6058A
Ind. No. 1007/12

Wesley Jones,

Defendant-Appellant.

-----X

An order of this Court having been entered on December 24, 2013 (M-6058), inter alia, striking the designation of Robert S. Dean, Esq., as counsel to prosecute defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about May 16, 2013 and, pursuant to Section 722 of the County Law, substituting Stanley Neustadter, Esq., Cardozo School of Law, 55 Fifth Avenue, Room 1110, New York, New York 10003, Telephone No. 212-790-0410, as counsel to prosecute the appeal,

Now, upon the Court's own motion,

The order of this Court entered on December 24, 2013 (M-6058) is hereby recalled and vacated.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
David Friedman
Dianne T. Renwick
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
Nexbank, SSB, a Texas State
Savings Bank,
Respondent-Plaintiff,

-against-

M-6715
Index No. 650866/11

Jeffrey Soffer and Jacquelyn Soffer,
Appellants-Defendants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about February 27, 2013,

Now, upon reading and filing the papers with respect to the motion, including the stipulation between the parties dated December 20, 2013, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the September 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice.
David Friedman
Dianne T. Renwick
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
532 39 Realty LLC,
Plaintiff-Respondent,

-against-

M-6730
Index No. 112480/09

LMW Engineering Group LLC, et al.,
Defendants-Respondents,

-and-

Pane Stone Construction Inc. and
John Hsu,
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about November 15, 2012 (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 to perfect the appeal to the September 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Leland DeGrasse
Paul G. Feinman
Judith J. Gische, Justices.

-----X
In the Matter of a Proceeding for
Support Under Articles 4 and 5 of
the Family Court Act.

CONFIDENTIAL

M-56

Docket No. F-1303-02/11F

- - - - -
Alexis D. F.,
Petitioner-Respondent,

-against-

Noelle P.,
Respondent-Appellant.

-----X

Respondent-appellant, pro se, having moved for an enlargement of time to perfect her appeal from the decision and order of the Family Court, New York County, entered on or about March 15, 2013,

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 to perfect same to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Leland DeGrasse
Judith J. Gische
Darcel D. Clark, Justices.

-----X
In the Matter of a Proceeding for
Support Under Article 4 of the
Family Court Act.

Thomas B., IV,
Petitioner-Respondent,

M-6158
Docket Nos. F-3040-06/06A
F-14747-06/06A

-against-

Lydia D.,
Respondent-Appellant.

-----X
Respondent-appellant, in connection with the appeal from an order of the Family Court, New York County, entered on or about May 14, 2012, having moved for an enlargement of time to perfect said 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 to the extent of enlarging the time to perfect the appeal to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Leland DeGrasse
Judith J. Gische
Darcel D. Clark, Justices.

-----X
Mairene Montilla, as the Administratrix
of the Goods, Chattels, Credits and
Estate of Nilo Montilla and Mairene
Montilla, Individually,
Plaintiff-Respondent,

-against-

M-6413
Index No. 300107/12

Reliant Transportation Inc., et
al.,
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about February 28, 2013,

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 to perfect the appeal to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Peter Tom, Presiding Justice,
David Friedman
Leland DeGrasse
Paul G. Feinman
Judith J. Gische, Justices.

-----X
Nancy Wallach,
Plaintiff-Appellant,

-against-

M-6593
Index No. 109547/09

R & J Construction Corp.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about July 11, 2012 (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 enlarging the time to perfect the appeal to the October 2014 Term.

ENTER:



DEPUTY CLERK

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Richard T. Andrias
Justice of the Appellate Division

-----x
In the Matter of the Application of
O'Kima Henry,
Petitioner-Respondent,

For a Judgment, etc.,

M-5911
Index No. 400524/13

-against-

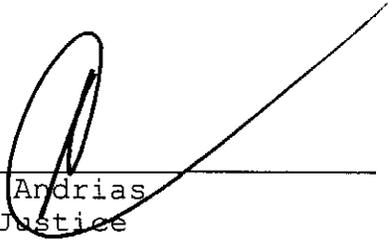
New York City Housing Authority,
Castle Hill Houses,
Respondent-Appellant.
-----x

Respondent New York City Housing Authority, Castle Hill Houses having moved, pursuant to CPLR 5701(c), for leave to appeal to this Court from the order of the Supreme Court, New York County, entered on or about October 23, 2013,

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. (See M-5911A, decided simultaneously herewith.)

Dated: January 29, 2014
New York, New York



Richard T. Andrias
Associate Justice

Entered: **FEB 13 2014**

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 February 13, 2014.

Present - Hon. Peter Tom, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
Helen E. Freedman
Paul G. Feinman, Justices.

-----x

In the Matter of the Application of
O'Kima Henry,
Petitioner-Respondent,

For a Judgment, etc.,

M-5911A
Index No. 400524/13

-against-

New York City Housing Authority,
Castle Hill Houses,
Respondent-Appellant.

-----x

An order of this Court having been entered on February 13, 2014 (M-5911) granting, pursuant to CPLR 5701(c), leave to appeal to this Court from the order of the Supreme Court, New York County, entered on or about October 23, 2013,

And respondent-appellant having moved for a stay of 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 granted to the extent of continuing the stay of the order appealed and stay of eviction upon the same terms and conditions as stipulated by the parties, and so ordered by a Justice of this Court on November 13, 2013, pending hearing and determination of the appeal herein. (See M-5911, decided simultaneously herewith.)

ENTER:



DEPUTY 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 February 13, 2014.

Present - Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
Perlbinder Holdings, LLC,

Petitioner-Appellant,

-against-

M-6123
Index No. 103231/12

Meenakshi Srinivasan, etc., et al.,

Respondents-Respondents.

-----X

Respondents-respondents The Board of Standards and Appeals of the City of New York, The New York City Department of Buildings, The New York City Environmental Control Board and the City of New York having moved 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 October 29, 2013 (Appeal No. 10891),

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 reargument, is granted and upon reargument, the decision and order of this Court entered on October 29, 2013 (Appeal No. 10891) is recalled and vacated and a new decision and order substituted therefor. (See Appeal No. 10891, decided simultaneously herewith.) The motion, to the extent it seeks leave to appeal to the Court of Appeals, 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 February 13, 2014.

Present: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Judith J. Gische
Darcel D. Clark, Justices.

-----X
In the Matter of Thomas Barr IV,
Plaintiff-Appellant,

-against-

Lydia Denton,
Defendant-Respondent.

M-6265
M-6599
Index No. 400755/11

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, entered on or about February 14, 2013,

And plaintiff-appellant having moved, by separate motions, for an enlargement of time to perfect the aforesaid appeal (M-6265), and for this Court to take judicial notice of defendant Denton's motion currently sub judice in this Court related to a separate appeal from an order of Family Court, New York County [Docket Nos. F-3040/06 and F-14747/06], entered on or about May 14, 2012 (M-6599),

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

Ordered that plaintiff's motion (M-6265) is granted to the extent of enlarging the time to perfect the appeal to the June 2014 Term. Plaintiff's motion (M-6599) is denied, as unnecessary.

ENTER:


DEPUTY 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 February 13, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
Karla Moskowitz, Justices.

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

Respondent,

-against-

James D. Garlick,

M-6389
Ind. No. 3681/11
Case No. 61160C/11

Defendant-Appellant.
-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about November 1, 2013, for leave to have the 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, with leave to renew upon defendant's submission of a detailed notarized affidavit, in compliance with CPLR 1101(a), setting forth the terms of defendant's retainer agreement with trial counsel, Michael R. Beatrice, Esq., the amount and sources of funds for trial counsel's fee and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz, Justices.

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

Respondent,

-against-

M-6394
Ind. No. 923/11

Craig Hutter,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about February 8, 2012, for leave to have the 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, with leave to renew upon defendant's submission of a detailed notarized affidavit, in compliance with CPLR 1101(a), setting forth the terms of defendant's retainer agreement with trial counsel, Gerald J. McMahon, Esq., the amount and sources of funds for trial counsel's fee, and for the posting of a bond in the amount of \$50,000, and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz, Justices.

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

Respondent,

-against-

M-5715
Ind. No. 2713/00

Pablo R. Taveras, also known as
Pablo Tavares,

Defendant-Appellant.
-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from an order of the Supreme Court, New York County, rendered on or about July 16, 2013, for leave to have the 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:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Karla Moskowitz, Justices.

-----X
John J. Weltman and James C. Atkins, Jr.,
Plaintiffs-Respondents,

-against-

M-50
Index No. 107910/11

Harry Struck and Friedberg Pinkas PLLC,
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 July 29, 2013 (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 to dismiss the appeal is granted unless the appeal is perfected on or before March 17, 2014 for the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Dianne T. Renwick
Leland DeGrasse
Judith J. Gische, Justices.

-----X
Terri Kornicki, etc., et al.,
Plaintiffs-Appellants,

-against-

M-6704
Index No. 304097/10

Rubin Shur, etc.,
Defendant-Respondent.

-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about October 5, 2012,

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 to perfect the appeal to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Karla Moskowitz, Justices.

-----x
The People of the State of New York,

Respondent,

-against-

M-6425
Ind. No. 2922/11

Walter Stephens, Jr.,

Defendant-Appellant.
-----x

An appeal having been taken to this Court from the judgment of the Supreme Court, New York County, rendered on or about September 27, 2012,

And defendant-appellant having moved for an order, inter alia, enlarging the record on appeal to include defendant's prison medical records, filed under seal, 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:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York
ex rel. Kwan Hernandez,

Petitioner,

CONFIDENTIAL

M-6080

-against-

Ind. No. 4771/09

Edmund Duffy, Warden, G.M.D.C.,
Respondent(s).

-----X

The above-named petitioner having moved for, inter alia, a writ of habeas corpus to be issued from this Court,

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, without prejudice to raising arguments on a direct appeal from a judgment rendered under the above indictment number, if so advised.

ENTER:



DEPUTY 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 February 13, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Diane T. Renwick
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Board of Managers of St. Jame's
Tower Condominium,
Plaintiff-Respondent,

-against-

M-41
Index No. 106826/11

Dorothea Kutler,
Defendant-Appellant,

City Environmental Control Board,
et al.,
Defendants.
-----X

An appeal having been from orders of the Supreme Court, New York County, entered on or about April 19, 2012 and on or about November 22, 2013,

And defendant-appellant having moved for an enlargement of time to perfect the aforesaid appeal taken from the order entered on or about April 19, 2012 and for consolidation of said appeal with the appeal taken from the order entered on or about November 22, 2013,

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 appellant to prosecute the consolidated appeals upon 9 copies of one record and of one set of appellant's points covering the appeals. The time to perfect the consolidated appeals is enlarged to on or before March 17, 2014 for the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

Present - Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Paul G. Feinman
Darcel D. Clark, Justices.

-----X
Vincent Lowman, Jr., an infant by
his mother and natural guardian,
Chanel Thorton and Chanel Thorton,
Individually,
Plaintiffs-Appellants/Appellants-
Respondents,

-against-

M-3844A
Index No. 8133/01

AKS 183rd Realty Corp.,
Defendant-Respondent/Respondent,

-and-

1211 Weiler LLC,
Defendant-Respondent/Respondent-
Appellant.

-----X

Plaintiffs-appellants/appellants-respondents having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about July 15, 2010, and the appeal from an order of the Supreme Court, Bronx County, entered on or about September 19, 2012,

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 to perfect the appeals and cross appeal to the June 2014 Term. The order of this Court entered on October 10, 2013 (M-3844) is hereby recalled and vacated.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Helen E. Freedman
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
In the Matter of

Dorlis B.,
Dorian B., and
Darah B.,

Children Under Eighteen Years of Age
Alleged to be Abused and Neglected Under
Article 10 of the Family Court Act.

Commissioner of the Administration
For Children's Services, City of
New York,
Petitioner-Respondent,

M-17
Docket Nos.
N-13998-14000/11

Dorge B.,
Respondent-Appellant,

Julissa B.,
Respondent.

-----X

Respondent-appellant having moved for an enlargement of time to perfect the appeal from an order of the Family Court, Bronx County, entered on or about February 5, 2013,

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 to perfect the appeal to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Rosalyn H. Richter
Judith J. Gische, Justices.

-----X
The Insurance Corporation of
New York,
Plaintiff-Respondent,

-against-

M-5995
Index No. 102485/08

Smith, Mazure, Director, Wilkens,
Young & Yagerman, P.C.,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 24, 2013,

And defendant-appellant having moved to stay the appeal pending the instant motion and to adjourn 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 to the extent of enlarging the time to perfect the appeal to the June 2014 Term, and otherwise denied.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
Ella Burns,
Petitioner,

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

M-119
Index No. 400077/13

-against-

Kristin M. Proud, as Acting Commissioner
of the New York State Office of Temporary
and Disability Assistance and Seth
Diamond, as Commissioner of the New York
City Department of Homeless Services,
Respondents.

-----X

An Article 78 proceeding having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about April 9, 2013, to review a determination of respondents,

And petitioner-appellant having moved for leave to prosecute, as a poor person, the aforesaid proceeding, and for leave to have the proceeding heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that said motion is granted to the extent of permitting the proceeding to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serve one copy of such brief upon the attorney for respondent and file 8 copies of such brief, together with the original record, with this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record. The time to perfect the proceeding is enlarged to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
Lourdes M. Rivera,
Plaintiff-Appellant,

-against-

M-218
Index No. 26234/04

Dr. Eric Walter, et al.,
Defendants-Respondents.
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about April 19, 2013,

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 to perfect the appeal to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Paul G. Feinman, Justices.

-----X
Board of Managers of the Saratoga
Condominium,
Plaintiff-Respondent,

-against-

M-6501
Index No. 152906/12

Nir Shuminer,
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about February 20, 2013,

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 to perfect the appeal to the June 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
Teresa Zebrowski,
Plaintiff-Appellant,

-against-

M-226
Index No. 306077/11

528 West Owners Corp. and
Robert E. Hill,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about April 9, 2013,

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 to perfect the appeal to the September 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
David Rebibo, et al.,
Plaintiffs-Respondents,

-against-

M-229
Index No. 105995/10

Axton Owner LLC,
Defendant-Appellant.
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about October 17, 2012 (mot. seq. no. 003),

Now, upon reading and filing the papers with respect to the motion, including the stipulation between the parties dated January 15, 2014, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the September 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
Verizon New York, Inc.,
Plaintiff,

-against-

M-330
Index No. 113700/09

Citnalta Construction,
Defendant.

-----X
Citnalta Construction,
Defendant/Third-Party Plaintiff-
Respondent,

-against-

Empire City Subway Company Limited,
and Felix Associates, LLC,
Third-Party Defendants-Respondents.

Third Party
Index No. 590160/12

-----X

Defendant/third-party plaintiff having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 15, 2013,

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 to perfect the appeal to the September 2014 Term.

ENTER:


DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
Christopher A. France,
Plaintiff-Appellant,

-against-

M-333
Index No. 154650/12

The New York City Housing Authority
and The New York City Department of
Investigations,
Defendants-Respondents.
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about March 29, 2013,

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 to perfect the appeal to the September 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Helen E. Freedman
Paul G. Feinman, Justices.

-----X
Bank of China,
Petitioner-Appellant,

-against-

M-151
Index No. 150402/13

Tire Engineering and Distribution,
LLC, et al.,
Respondents-Respondents.

-----X

Petitioner having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 4, 2013 (mot. seq. nos. 001, 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 enlarging the time to perfect the appeal to the October 2014 Term.

ENTER:



DEPUTY 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 February 13, 2014.

Present - Hon. Dianne T. Renwick, Justice Presiding,
Leland G. DeGrasse
Helen E. Freedman
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-3419
Ind. No. 5095/10

Yasnirez Mota,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about July 20, 2012, for leave to prosecute the appeal as a poor person 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 deeming the moving papers a timely filed notice of appeal and 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) one transcript 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:



DEPUTY CLERK

STATE OF NEW YORK
APPELLATE DIVISION: FIRST DEPARTMENT

BEFORE: Hon. Dianne T. Renwick
Justice of the Appellate Division

X-----X

The People of the State of New York,

M-5793

Ind. No. 5388/12

-against-

Terrell Taylor,

ORDER DENYING ROR OR
BAIL AFTER APPEAL TAKEN

Defendant-Appellant.

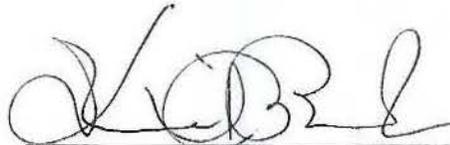
X-----X

An appeal having been taken to this Court by the above-named defendant from the judgment of the Supreme Court, New York County, rendered on October 10, 2013, and defendant having moved, pursuant to CPL 460.50 for a stay of execution of sentence pending hearing and determination of the aforesaid appeal or in the alternative for an order releasing him on his recognizance or upon the fixing of bail pending hearing and determination of the aforesaid appeal,

Now, upon reading and filing the notice of motion, with proof of due service thereof, and the papers filed in support of said motion, and further papers filed in relation thereto; and due deliberation having been had thereon,

It is ordered that the motion be and the same hereby is denied.

Dated: *January 28th*, 2014
New York, New York



Dianne T. Renwick
Justice of the Appellate Division

ENTERED: **FEB 13 2014**

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Sallie Manzanet-Daniels
Justice of the Appellate Division

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

M-6687
Ind. No. 1321/92

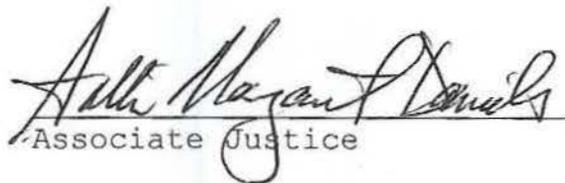
-against-

CERTIFICATE
DENYING LEAVE

Budha Tor,

Defendant.
-----X

I, Sallie Manzanet-Daniels, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about September 18, 2013, is hereby denied.


Associate Justice

Dated: January 27, 2014
New York, New York

ENTERED: **FEB 13 2014**

P.M ORDERS
FOR
FEBRUARY
13, 2014

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 February 13, 2014.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Colony Insurance Company,
Plaintiff-Respondent,

-against-

Danica Group, LLC,
Defendant-Appellant,

M-240
M-315
Index No. 116200/10

-and-

Zurich American Insurance Company and
Pav-Lak Industries, Inc.,
Defendants-Intervenors-Appellants.

New York Marine and General Insurance
Company,
Proposed Intervenor-Appellant.

[And five other consolidated actions]

-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about March 27, 2013 (mot. seq. no. 003); and appeals having been taken to this Court from orders of said Court entered on or about September 27, 2013 (mot. seq. no. 007) and September 30, 2013 (mot. seq. no. 005), and said appeals and cross appeal having been perfected,

And defendant-appellant, Danica Group, Inc., having moved for an extension of time to file a reply brief (M-240),

And proposed intervenor-appellant, New York Marine and General Insurance Company, having cross-moved for the same relief(M-315),

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

Ordered that the motion and cross motion are denied, as academic, the aforesaid reply briefs having been filed.

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 February 13, 2014.

Present: Hon. Peter Tom, Justice Presiding,
David Friedman
David B. Saxe
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
Culligan Soft Water Company, et al.,
Plaintiffs-Appellants,

-against-

M-316
Index No. 651863/12

Clayton Dubilier & Rice, LLC, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 2, 2013, and said appeal having been perfected,

And defendants-respondents having moved for leave to file a supplemental appendix consisting of a copy of the so called "Dividend Disclosure Letter",

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 deeming the ten copies of the proposed supplemental appendix submitted with the moving papers filed.

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 February 13, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David B. Saxe
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----x
Gisela Fobar,
Plaintiff-Respondent,

-against-

M-391
Index No. 20564/13

Majestic Realty Corp., Edel Family Management Corp., Arco Elevator Co., Inc., and "ABC Company," a fictitious name used to denote an unknown defendant, Defendants-Appellants.
-----x

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about January 7, 2014,

And plaintiff-respondent having moved for an order directing defendants-appellants to perfect the appeal no later than 30 days from the date on the notice of appeal and for a calendar preference in hearing the aforesaid appeal, and for other relief,

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

It is ordered the motion is granted to the extent of directing defendants-appellants to perfect the appeal on or before March 17, 2014 for the June 2014 Term and directing the Clerk of this Court to place the appeal on the Court's calendar for the first week in said June 2014 Term, and 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 February 13, 2014.

Present: Hon. Peter Tom, Justice Presiding,
David Friedman
David B. Saxe
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X

The People of the State of New York
ex rel. Japheth Baker, on behalf of
John Farrison,
Petitioner-Appellant,

-against-

M-587

Index No. 400135/14

Dora Schriro, Commissioner,
NYC Department of Corrections,
Respondent-Respondent.

-----X

Petitioner having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, entered on or about January 31, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, and for the assignment of counsel, for bail or to be released on recognizance, for a preference in the hearing of said appeal, and for related relief,

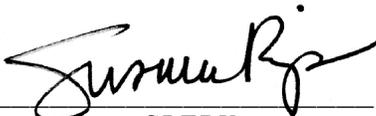
Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

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 petitioner-appellant serves one copy of such brief upon the attorney for respondent and files 8 copies of such brief, together with the original record, with this Court. Petitioner-appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10004, Telephone No. 212-577-3688, is assigned as counsel for petitioner-appellant for purposes of the appeal.

So much of the motion which seeks bail or release on recognizance is granted to the extent of continuing the interim relief granted by an order of a Justice of this Court, dated February 4, 2014 pending hearing and determination of the appeal on condition the aforesaid appeal is perfected on or before March 17, 2014 for the June 2014 Term, and so much of the motion seeking a preference in the hearing of the appeal is granted only to the extent of directing that the appeal shall not be adjourned from said June 2014 Term if so perfected.

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 February 13, 2014.

PRESENT : Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Darcel D. Clark, Justices.

-----X
In Re: 91st Street Crane Collapse Index No. 771000/10
Litigation

Donald Raymond Leo, Administrator of
the Estate of his son, Donald Christopher
Leo, Deceased
Plaintiff-Respondent,

-against-

M-6573
Index No. 117294/08

The City of New York, et al.,
Defendants,

Howard I. Shapiro & Associates Consulting
Engineers, P.C.,
Defendant-Appellant.

-----X
In Re: 91st Street Crane Collapse
Litigation

Xhevahire Sinanaj and Selvi Sinanovic, as
Co-Administrators of the Estate of Ramadan
Kurtaj, Deceased, and Selvi Sinnanovic
Individually,
Plaintiff-Respondent,

-against-

Index No. 117469/08

The City of New York, et al.,
Defendants,

Howard I. Shapiro & Associates Consulting
Engineers, P.C.,
Defendant-Appellant.

-----X

Appeals having been taken from the orders of the Supreme Court, New York County, entered on or about June 12, 2013 (mot. seq. no. 048) [Index No. 117469/08] and (mot seq no. 072) [Index No. 117294/08],

And an order of this Court having been entered on December 12, 2013 (M-5740) denying defendant-appellant Howard I. Shapiro & Associates Consulting Engineers, P.C. motion for consolidation of the aforesaid appeals and directing the Clerk to schedule both appeals be heard on the same day in the May 2014 Term, on condition both appeals are perfected for said Term,

And defendant-appellant Howard I. Shapiro & Associates Consulting Engineers, P.C. having moved for reargument of the aforesaid order of this Court entered on December 12, 2013 (M-5740) and upon reargument for an order granting consolidation of the aforesaid appeals 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 granting reargument and upon reargument permitting appellant to prosecute the appeals upon 9 copies of one record and one set of appellant's points covering the appeals and enlarging the time to perfect the consolidated appeals to on or before March 17, 2014 for the June 2014 Term, with no further enlargements to be granted. The respondent parties shall file separate respondent's briefs and defendant-appellant shall file a single reply brief. Motion otherwise denied. The Clerk is directed to maintain the consolidated appeals on the calendar for June 2014 Term if so perfected.

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 February 13, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X

Paula Dyer, an Infant over the age of 14 by her Mother and Natural Guardian Sandra Taylor, and Sandra Taylor, Individually,
Plaintiffs-Respondents-Appellants,

Action No. 1

-against-

The City of New York,
Defendant-Respondent,

Metropolitan Transportation Authority and New York City Transit Authority,
Defendants-Respondents-Appellants,

Steers Construction Corp.,
Defendant-Appellant-Respondent,

M-6688
Index No. 14593/01

M.A. Ageliades, Inc.,
Defendant,

L.A. Wenger Contracting Company, Inc./
Matrix Construction Corp., A Joint Venture,
Defendants-Respondents-Appellants,

-and-

Ariel Gonzalez and Epifania Santiago,
Defendants-Respondents.

-----X

New York City Transit Authority,
Third-Party Plaintiff-Respondent/
Appellant,

-against-

Seaboard Surety Company,
Third-Party Defendant-Respondent.

-----X

-----X
 Seaboard Surety Company,
 Second Third-Party Plaintiff-Respondent,

-against-

Steers Construction Corp.,
 Second Third-Party/
 Defendant-Appellant-Respondent.

-----X
 Paula Dyer, an Infant over the age
 of 14 by her Mother and Natural
 Guardian Sandra Taylor, and
 Sandra Taylor, Individually,
 Plaintiffs,

Action No. 2

Index No. 8870/06

-against-

The St. Paul Travelers Company, Inc.,
 Seaboard Surety Company, St. Paul Fire
 & Marine Insurance Company and Falcon
 Industries, Inc.,
 Defendants.

-----X

Defendant-appellant-respondent Steers Construction Corp.
 having moved for a stay of trial including jury selection pending
 hearing and determination of the appeal taken from the order of
 the Supreme Court, Bronx County, entered on or about May 17,
 2012, and said appeal having been perfected,

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 consent.

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 February 13, 2014.

Present : Hon. Peter Tom, Justice Presiding,
David Friedman
David B. Saxe
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
In the Matter of the Application of
Sheila Y. Boyd,
Petitioner,

For a Judgment Pursuant to Article 78
of the CPLR,

M-78
Index No. 103892/12

-against-

New York City Housing Authority,
Respondent.
-----X

An Article 78 proceeding having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about March 29, 2013, to review a determination of respondent,

And respondent having moved for dismissal of the aforesaid proceeding,

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 unless the aforesaid proceeding is perfected on or before March 17, 2014 for the June 2014 Term.

ENTER:


CLERK