

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 June 17, 2014.

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

-----X
David Klapper, MD,
Plaintiff-Appellant,

-against-

M-2573X
Index No. 307705/12

Capital Region Neurosurgery, PLLC,
Defendant-Respondent.
-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about January 27, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 13, 2014, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 June 17, 2014.

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

-----X
Empire Diner of NYC LLC,
Plaintiff-Respondent,

-against-

M-2696X
Index No. 651141/13

24/7 Eats, LLC, et. al.,
Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about February 3, 2014 (mot. seq. no. 004),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 20, 2014, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 June 17, 2014.

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

-----X
Dimitrios Koutsomitis,
Plaintiff-Appellant,

-against-

M-2697X
Index No. 155669/12

Lurana Snow, et. al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about August 5, 2013 (mot. seq. nos. 001, 002),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 21, 2014, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 June 17, 2014.

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

-----X
Angelina Grin,
Plaintiff-Respondent,

-against-

M-2698X
Index No. 307807/12

Eugene Grin,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 19, 2013,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 22, 2014, 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 June 17, 2014.

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

-----X
CH Consulting Corp., Inc.,
Plaintiff-Appellant,

-against-

M-2699X
Index No. 652076/12

Montgomery, McCracken, Walker &
Rhoads, LLP,
Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about May 31, 2013 (mot. seq. no. 002),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 21, 2014, 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 June 17, 2014.

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

-----X
Stephon Wilkins,
Plaintiff-Appellant,

-against-

115 Central Park West Corporation,
et al.,
Defendants-Respondents.

M-2702X
Index No. 307897/08

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about March 5, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 22, 2014, 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 June 17, 2014.

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

-----X
Jose D. Diaz,
Plaintiff-Appellant,

-against-

M-2752X
Index No. 303864/10

Executive Towers Owners Corp.,
et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about August 22, 2013,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 28, 2014, 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 June 17, 2014.

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

-----X
Tyrone V. Strickland,
Plaintiff-Appellant,

-against-

M-2754X
Index No. 301284/11

Kevin Raiford, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about July 29, 2013,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 22, 2014, 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 June 17, 2014.

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

-----X
Francisco Castro,
Plaintiff-Appellant,

-against-

M-2783X
Index No. 301764/11

Everton M. Cole and Beverly W.
Williams,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about January 2, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 18, 2014, 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 June 17, 2014.

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

-----X
Dane Ambrose and Marima Ambrose,
Plaintiffs-Appellants,

-against-

M-1111
Index No. 150175/09

The City of New York, et al.,
Defendants-Respondents.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 22, 2013, as amended by order entered January 30, 2013,

Now, upon reading and filing the stipulation of the parties hereto, dated March 3, 2014, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the September 2013 Term, 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 June 17, 2014.

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

-----X
In the Matter of Arbitration Between

DD Manufacturing NV (DDM) and
Erez Daleyot,
Petitioners-Respondents,

-against-

Aloni Diamonds, Ltd. and Jacob
Bronwasser,
Respondents-Appellants.

M-2531
Index No. 158153/12

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 21, 2013,

Now, upon reading and filing the stipulation of the parties hereto, dated May 12, 2014, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the March 2014 Term, 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 June 17, 2014.

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

-----X
Deborah Keese,

Plaintiff-Respondent,

-against-

M-2575
Index No. 309734/11

Cladwell Farms, Inc.,
Defendant,

-and-

Beyer Farms, Inc. and Onix Rodriguez,
Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about February 26, 2013,

Now, upon reading and filing the affirmation of counsel for defendants-appellants Burke, Gordon & Conway (Martin Galum, Jr., of counsel) dated May 11, 2014, the stipulation of the parties hereto, dated May 9, 2014, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the June 2014 Term, 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 June 17, 2014.

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

-----X
James Ferguson,

Plaintiff-Respondent,

-against-

M-2331
Index No. 650525/12

Octagon Credit Investors, LLC,

Defendant-Appellant.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about May 22, 2013 (mot. seq. no. 002),

Now, upon reading and filing the stipulation of the parties hereto, dated May 9, 2014, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the June 2014 Term, 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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2383

DC #147

-against-

Ind. No. 3701N/10

Arthur Luke, also known as Luke Arthur,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about March 15, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2385

DC #148

-against-

Ind. No. 654/11

Jose G. Madera,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about December 7, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2389
DC #151

-against-

Ind. No. 1926/12

Travis Matthews, also known as JD O.T.,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about July 13, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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, M-2392
DC #152
-against- Ind. No. 1308/02
Todd McDowell,
Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from an order of the Supreme Court, New York County, rendered on or about April 14, 2010, **denying resentence,**

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2413

DC #166

-against-

Case No. 28084C/08

Jason Murchison,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about September 28, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2417

DC #170

-against-

Ind. No. 2327/11

Leonard Nesbit,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about May 23, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2420

DC #172

-against-

Case No. 8378C/10

Francisco Nunez,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about April 26, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2422
DC #174

-against-

Ind. No. 328N/09

Carlos Ortiz,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about May 18, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2425

DC #176

-against-

Ind. No. 1378/09

Louis Parson,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about March 10, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2433

DC #183

-against-

Ind. No. 5080/08

Melvin Peters,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about June 7, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2435

DC #185

-against-

Ind. No. 1996N/10

Jocelyn Pierre,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about February 9, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2436

DC #186

-against-

Ind. No. 6298/92

Leonel Pinilla,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about November 30, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2437

DC #187

-against-

Ind. No. 4299/11

Allen Proctor,
Defendant-Appellant.

-----X

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

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2438

DC #188

-against-

Ind. No. 5862/10

Reynaldo Quiñones,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about August 9, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2440

DC #190

-against-

Ind. No. 6240/08

Eric Raosto,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about June 7, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2443
DC #193

-against-

Ind. No. 3534/08

Mark Richardson,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about October 27, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2446

DC #196

-against-

Ind. No. 945/07

Maria Rios, also known as Marcia Colon,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about March 11, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2447

DC #197

-against-

Ind. No. 3285/09

John Rivera,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about January 5, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2452
DC #202

-against-

Ind. No. 3118/09

Juan Carlos Rodriguez,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of **resentence** the Supreme Court, New York County, rendered on or about April 13, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2457
DC #207

-against-

Ind. No. 4586/03

Hernando Ruiz,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about September 21, 2006,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2467

DC #217

-against-

Case No. 99151/08

Andres Segura,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from an order of the Supreme Court, Bronx County, entered on or about December 1, 2009,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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, M-2475
DC #220
-against- Ind. Nos. 3425/09
160/10
Damian Silva,
Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about September 22, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2480

DC #225

-against-

Ind. No. 2484/90

Isaiah Smith,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from an order of the Supreme Court, New York County, entered on or about December 21, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2481

DC #226

-against-

Ind. No. 3065/11

Keon D. Smith,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about July 26, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2478

DC #223

-against-

Ind. No. 1557/06

Patrick Smith,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about March 2, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2489

DC #231

-against-

Ind. No. 2886/09

Pedro J. Tavares,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about March 15, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2490

DC #2321

-against-

Ind. No. 1610/09

Abdul Taylor,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about November 20, 2009,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X
The People of the State of New York,
Respondent, M-2500
DC #241
-against- Ind. No. 1694/85
Willie Al Tookes,
Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about March 18, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2503

DC #244

-against-

Ind. No. 4987/09

Henry Vargas,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about April 21, 2010,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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-

Teri W.,
Defendant-Appellant.

-----X

SEALED

M-2509

DC #249

Ind. No. 1832/11

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about June 6, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2510
DC #250

-against-

Ind. No. 943/09

Sharmon Wade, also known as Sharmon
Howell,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about July 20, 2011,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2513

DC #253

-against-

Ind. No. 2252/10

Tyrell Ward,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about February 28, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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, M-2520
DC #259
-against- Ind. Nos. 2628/08
639/06
Curtis Williams,
Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about November 30, 2009,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 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,

M-2521

DC #260

-against-

Ind. No. 401/11

Michael C. Williams,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, New York County, rendered on or about August 10, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

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

-----X

The People of the State of New York,
Respondent,

M-2523

DC #262

-against-

Ind. No. 1300/05

Jorge Zepeda,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from an order of the Supreme Court, New York County, entered on or about September 12, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2014, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2014 Term of this Court and counsel is directed to so perfect.

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 June 17, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzairelli
John W. Sweeny, Jr.
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----x
Hugo Suarez,

Plaintiff-Respondent-Appellant,

-against-

M-1270
Index No. 305402/08

Mark A. Greenberg, M.D., et al.,

Defendants-Appellants-Respondents.
-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about April 1, 2013,

And defendants-appellants-respondents having moved for an enlargement of time to perfect the direct 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 and cross appeal to the October 2014 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 June 17, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzairelli
John W. Sweeny, Jr.
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

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

-against-

M-1345

Index No. 106826/11

Dorothea Kutler,
Defendant-Appellant,

City Environmental Control Board,
et al.,
Defendants.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the consolidated appeals taken from the orders of the Supreme Court, New York County, entered on or about April 19, 2012 and November 22, 2013, 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 to perfect the consolidated appeals to the October 2014 Term, with no further enlargements to be granted.

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 June 17, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Judith J. Gische
Darcel D. Clark, Justices.

-----X
Curtis Robinson,
Plaintiff-Respondent,

-against-

M-1661
Index No. 115590/08

New York City Transit Authority,
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about June 13, 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 October 2014 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 June 17, 2014.

Present: Hon. Peter Tom, Justice Presiding,
David Friedman
Diane T. Renwick
Judith J. Gische
Darcel D. Clark, Justices.

-----X

Towers Watson & Co. and Towers
Watson Pennsylvania, Inc.,
Plaintiffs-Appellants,

SEALED

M-2532

JLT RE (North America) Inc.,
Plaintiff,

Index No. 653162/13

-against-

Guy Carpenter & Company, LLC
and John ("Jay") P. Woods III,
Defendants-Respondents.

-----X

(And another action)

Appeals having been taken from two orders of the Supreme Court, New York County, both entered on or about January 14, 2014, and an additional appeal having been taken from an order of said Court entered on or about March 4, 2014 then re-entered on or about March 20, 2014,

And plaintiffs-appellants having moved for 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 consolidating the appeals from the two orders entered January 14, 2014 and the order entered on March 4, 2014 and re-entered March 20, 2014, with plaintiffs granted leave to supplement the filed record on appeal with the full record on the consolidated appeals, and directed to perfect said appeals on or before August 4, 2014 for the October 2014 Term. Plaintiffs-appellants are permitted to prosecute the consolidated appeals upon 9 copies of one record as supplemented and of one set of appellants' points covering said appeals.

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 June 17, 2014.

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

-----X

Mark Grober, et al.,
Plaintiffs-Respondents,

-against-

M-2171
Index No. 651184/12

Edward Bronson,
Defendant-Appellant.

-----X

Defendant-appellant having moved for a stay of all proceedings pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about May 5, 2014 (mot. seq. no. 010),

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 July 17 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,
Karla Moskowitz
Leland DeGrasse
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

Wachovia Bank, N.A.,
Plaintiff-Respondent,

-against-

M-2241
Index No. 382837/09

Rose Ngadi,
Defendant-Appellant.

-----X

Defendant-appellant having moved for vacatur of so much of the order of the Supreme Court, Bronx County, entered on or about July 24, 2013, as granted plaintiff's motion to appoint a receiver for the subject property or, in the alternative, for a stay of the aforesaid order pending hearing and determination of the appeal taken therefrom, 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 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 June 17, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
David B. Saxe
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----X
Armand Retamozzo,

Plaintiff-Appellant,

-against-

M-2162

Index No. 113920/09

Diana Friedland, et al.,

Defendants-Respondents.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, entered on or about July 27, 2012, and said appeal having not been perfected for the November 2013 Term as directed by an order of this Court, entered on July 9, 2013 (M-3221),

And a separate appeal having been taken by plaintiff from an order of said Supreme Court, entered on or about June 3, 2013,

And plaintiff having moved for an enlargement of time to perfect the aforesaid appeal taken from the order of said Supreme Court, entered on or about June 3, 2013, and for leave to prosecute said appeal as a poor person, for leave to have the appeal 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 the motion, and due deliberation having been had thereon,

It is ordered that, sua sponte, plaintiff's appeal taken from the judgment of the Supreme Court, New York County, entered on July 27, 2012, is dismissed for failure to timely perfect in compliance with the order of this Court entered July 9, 2013 (M-3221), and it is further

Ordered that plaintiff's instant motion is granted to the extent of permitting the appeal taken from the order entered on June 3, 2013 to be heard on the original record and upon a reproduced appellant's brief, on condition that 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. Plaintiff is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

The time to perfect the aforesaid appeal from the order entered on or about June 3, 2013 is enlarged to the October 2014 Term, with no further enlargements to be granted.

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones". The signature is written in a cursive style with a large initial "S" and "R".

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 June 17, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
David B. Saxe
Paul G. Feinman
Judith J. Gische, Justices.

-----x
In the Matter of the Application of

Elihu Kover, as Vice President of Nazi
Victims Services Program of Self Help
Community Services, Inc.,
Petitioner-Respondent,

M-2195
M-2584

For Appointment of a Guardian
of the Person and Property of

Index No. 401545/12

Eva Dworeck, An Alleged Incapacitated
Person,
Defendant-Appellant.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about July 30, 2013,

And retained counsel for the alleged incapacitated person having moved for leave to enlarge the record on appeal to include certain material (M-2195),

And said counsel for the alleged incapacitated person having separately moved for an enlargement of time to perfect the aforesaid appeal (M-2584),

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

It is ordered that the motion for leave to enlarge the record on appeal is denied (M-2195); and the motion for an enlargement of time to perfect the aforesaid appeal is granted to the extent of enlarging the time to perfect the appeal to the November 2014 Term (M-2584).

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 June 17, 2014.

Present: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Diane T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Natalie M. Gomes,
Plaintiff-Appellant,

-against-

M-5865

Index No. 309330/11

Bombardier Recreational Products, Inc.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about December 6, 2012,

And defendants-respondents having moved to dismiss the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and the stipulation of the parties, dated November 22, 2013, and due deliberation having been had thereon, it is

Ordered that the motion and the appeal are deemed 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 June 17, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Paul G. Feinman
Judith J. Gische, Justices.

-----X
Helena Wong,
Plaintiff-Appellant,

-against-

M-2069
Index No. 104404/09

2669 Owners Ltd., 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 an order of the Supreme Court, New York County, entered on or about June 11, 2013 (mot. seq. no. 011),

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 2014 Term, with no further enlargements to be granted.

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 June 17, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Paul G. Feinman
Judith J. Gische, Justices.

-----X
Michael J. Devereaux,
Plaintiff-Appellant,

-against-

M-2070
Index No. 114428/09

Carolina E. Pascacio,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for an order enlarging the time to perfect the appeals from orders of the Supreme Court, New York County, entered on or about October 16, 2012 (mot. seq. nos. 012, 013) and from an order of the same Court and Justice entered on or about April 22, 2014 (mot. seq. nos. 015, 017), 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 to perfect the appeals, which are, sua sponte, consolidated, to the November 2014 Term. Appellants are permitted to prosecute the appeals upon 9 copies of one record and one set of appellants' points covering the aforesaid appeals.

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 June 17, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
David B. Saxe
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
Laura Susino, et al.,
Plaintiffs-Respondents,

-against-

M-1738
Index No. 308901/10

Michael Panzer,
Defendant-Appellant.

-----X

Defendant-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 May 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 October 2014 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 June 17, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
David B. Saxe
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
In the Matter of the Application of
Donette Kingston,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-1814
of the Civil Practice Law and Rules, Index No. 401228/13

-against-

New York City Police Department,
et al.,
Respondents-Respondents.

-----X

Petitioner having renewed his motion for leave to prosecute, as a poor person, the appeal from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about October 15, 2013, and for leave to have the appeal 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 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 June 17, 2014.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

M-2393

Ind. No. 514/08

Lawrence Parker,

Defendant-Appellant.
-----X

An appeal having been taken to this Court from the judgment of the Supreme Court, Bronx County, rendered on or about November 4, 2010, and said appeal having been perfected,

And defendant-appellant having moved for leave to file a pro se supplemental brief,

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 June 17, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

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

-against-

M-2527
Ind. No. 181/11

Martin Martinez,
Defendant-Appellant.
-----X

An appeal having been taken to this Court from a judgment of the Supreme Court, New York County, rendered on or about December 16, 2011, and said appeal having been perfected,

And defendant-appellant having moved for leave to file a pro se supplemental brief in connection with the aforesaid appeal, for a copy of the trial transcripts, and for an enlargement of time in which to file said pro se supplemental brief,

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 directing defendant to serve and file 8 copies of his pro se supplemental brief on or before September 2, 2014 for the November 2014 Term, to which Term the appeal is adjourned. The Clerk of the Court is directed to forward to the Warden at the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, said transcript to be made available to appellant and returned by appellant to this Court when submitting the pro se supplemental brief hereto. The appeal will not be heard unless and until all material furnished to appellant has been returned.

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 June 17, 2014.

Present: Hon. Rolando T. Acosta, Justice Presiding,
Leland G. DeGrasse
Rosalyn H. Richter
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----X

Techno-TM, LLC,

Plaintiff-Respondent,

-against-

Fireway, Inc.,

Defendant-Appellant.
-----X

M-1823

Index No. 651600/13

Appeals having been taken from orders of the Supreme Court, New York County, entered on or about February 6, 2014, March 26, 2014 and April 10, 2014, respectively,

And defendant-appellant having moved for an order staying enforcement of the aforesaid orders entered on or about March 26, 2014 and April 10, 2014, pending hearing and determination of the 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 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 June 17, 2014.

Present - Hon. David B. Saxe, Justice Presiding,
Karla Moskowitz
Helen E. Freedman
Judith J. Gische
Barbara R. Kapnick, Justices.

-----x
The People of the State of New York
ex rel. Robert Gottlieb, Esq., on
behalf of Kang Gao,
Petitioner-Appellant,

-against-

M-1455
Index No. 152383/14

Commissioner, New York City Department
of Corrections, et al.,
Respondents-Respondents.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, rendered on or about March 19, 2014, which denied and dismissed petitioner's application for a writ of habeas corpus,

And petitioner-appellant having moved for a reduction in bail 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 interim relief granted by the order of a Justice of this Court dated March 24, 2014, and otherwise denied. (See M-2077, 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 June 17, 2014.

Present: Hon. David B. Saxe, Justice Presiding,
Karla Moskowitz
Helen E. Freedman
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York
ex rel. Robert Gottlieb, Esq., on
behalf of Kang Gao,
Petitioner-Appellant,

M-2077

Index No. 153881/14

-against-

Commissioner, New York City Department
of Correction, et al.,
Respondents-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 24, 2014, which denied and dismissed the writ of habeas corpus,

And petitioner-appellant having moved for approval of petitioner's bail bond in the related matter, *People v Kang Gao, Ind. No. 604/14*, and to be released on his own recognizance 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. (See M-1455, decided simultaneously herewith.)

ENTER:


CLERK

P.M ORDERS
FOR JUNE 17,
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 June 17, 2014.

Present: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X

In the Matter of the Application of
Cherry Elizabeth,
Petitioner-Appellant,

M-1773
M-1912

For the Appointment of a Guardian of
the Person and Property Management of

Index No. 2750/13

Cherry Elizabeth,
An Alleged Incapacitated Person,

3572 GL LLC,
Respondent-Respondent.

Marvin Bernstein, Esq., Mental Hygiene
Legal Service,
Attorney for AIP.

-----X

An appeal having been taken from an order and judgment (one paper) of the Supreme Court, Bronx County, entered on or about November 12, 2013,

And an order of this Court having been entered on February 25, 2014 (M-401), granting petitioner-appellant a stay of eviction upon certain terms and conditions including petitioner-appellant perfecting the aforesaid appeal for the September 2014 Term,

And petitioner-appellant having moved for clarification of the aforesaid order of this Court (M-1773),

And Marvin Bernstein, Esq., Mental Hygiene Legal Service (Margo Flug, of counsel) having moved for leave to withdraw as counsel on the appeal for petitioner-appellant and for the appointment of new counsel for said petitioner-appellant (M-1912),

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

Ordered that counsel's motion is granted to the extent of allowing Marvin Bernstein, Esq., to withdraw as counsel on the appeal. So much of the motion which seeks the appointment of new counsel is denied (M-1912). Petitioner-appellant's motion for clarification is granted to the extent of conditioning continuation of the stay of eviction upon petitioner-appellant's compliance with the prior order of this Court entered on February 25, 2015 (M-401) by delivering the subject funds to the landlord within 30 days of the date of entry of this order, or file a sworn and notarized affidavit explaining whether petitioner did in fact receive those grant funds or similar grant funds, supported by written verification from the subject grant organization that they had not provided the funds to petitioner. Sua sponte, the time to perfect the appeal is enlarged to on or before August 4, 2014 for the October 2014 Term, with no further enlargements to be granted (M-1773).

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 June 17, 2014.

Present - Hon. Peter Tom, Justice Presiding,
Karla Moskowitz
Leland G. DeGrasse
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----x
Abdul Hussain Jaffar Rahmat Allah
Al Lawati, et al.,
Plaintiffs-Respondents,

-against-

Montague Morgan Slade Ltd., et al., M-2320
Defendants, Index No. 651489/10

Keith Park Solicitors and JST Lawyers,
Defendants-Appellants,

-and-

Montague Morgan Slade Limited, et al.,
Nominal Counterclaim Defendants.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 1, 2014 (mot. seq. no. 020),

And defendants-appellants having moved for a stay of the aforesaid order 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 the appeal is perfected for the November 2014 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 June 17, 2014.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
John W. Sweeny, Jr.
Karla Moskowitz
Helen E. Freedman
Barbara R. Kapnick, Justices.

-----X
Darrell Bridgers and Franca Ferrari-
Bridgers, individually, derivatively
on Behalf of West 82nd Street Owners
Corp., etc., et al.,
Plaintiffs-Appellants,

M-2558
Index No. 654399/12

-against-

West 82nd Street Owners Corp., 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 26, 2013, and said appeal having been perfected,

And an appeal in the same case having been taken from a judgment of the Supreme Court, New York County, entered on or about July 11, 2013, and said appeal having been perfected,

And defendants-respondents having moved for an order dismissing plaintiffs' appeal from the judgment entered on or about July 11, 2013 for failure to file a proper appendix or, in the alternative, directing said plaintiffs to file a proper appendix, or for an order adjourning the aforesaid appeal with related relief, and awarding costs and attorneys' fees on the motion,

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) dismissing the aforesaid appeal from the judgment entered on or about July 11, 2013, unless plaintiffs-appellants, on or before September 29, 2014 for the December 2014 Term, file 9 copies of a supplemental appendix, at their own expense, containing the material set forth in paragraph 11 subparagraphs [A] through [K] of the affirmation of Nicholas M. Cardascia, Esq, filed in support of the motion, (2) deeming pages A51 - A57 and A229-A232 of the present appendix stricken and, (3) adjourning the aforesaid appeal to the December 2014 Term, and otherwise denied. Sua sponte, the appeal taken from the order entered on April 26, 2013 is adjourned to the December 2014 Term, and the Clerk is directed to calendar both of the aforesaid appeals for hearing together during said December 2014 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 June 17, 2014.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Diane T. Renwick
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
The Apparel Corporation (Far East),
Plaintiff-Respondent,

-against-

M-2679
Index No. 651092/12

Sheermax LLC, et al.,
Defendants-Appellants.

-----X

Consolidated appeals having been taken from judgments of the Supreme Court, New York County, entered on or about August 13, 2013 and on or about August 21, 2013, and from the November 8, 2012 transcript "so-ordered" and entered on or about September 3, 2013,

And plaintiffs-respondents having moved for leave to strike defendants-appellants' appendix in connection with the consolidated appeals, for dismissal of various related appeals taken by defendants-appellants, for the imposition of sanctions, costs and attorney's fees, and for adjournment of the consolidated appeals should this Court permit defendants-appellants to cure the defect in the appendix,

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 only to the extent of directing defendants-appellants to file, on or before September 2, 2014 for the November 2014 Term, a supplemental appendix containing the exhibits and affidavits that were omitted and as indicated by plaintiff in paragraphs 20 through 53 of the affirmation of Steven R. Sutton, Esq. submitted in support of the motion, at defendants-appellants' expense, and adjourning the appeal to the November 2014 Term. 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 June 17, 2014.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----x
Mohammed Al Sari,

Plaintiff-Respondent,

-against-

Alishaev Bros., Inc.,

Defendant-Appellant.
-----x

M-2874
Index No. 652293/12

Appeals having been taken to this Court from orders of the Supreme Court, New York County, entered on or about January 14, 2014 and February 27, 2014, and said appeals having been perfected,

And defendant-appellant having moved for a stay of proceedings, including trial, 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 denied.

ENTER:


CLERK