

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 April 16, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

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

-against-

M-1271
Ind. No. 3097/13

Quame Taylor,
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about March 25, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated March 24, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 April 16, 2015.

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-

Francisco Moreno,
Defendant-Appellant.

M-1276
Ind. Nos. 3789/10
3731N/11

-----X

An appeal having been taken from judgments of the Supreme Court, New York County, rendered on or about November 1, 2011,

Now, upon reading and filing the stipulation of the parties hereto, dated March 23, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 April 16, 2015.

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-1277
Ind. No. 2761N/12

Juan H. Cabrera,
Defendant-Appellant.

-----X

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

Now, upon reading and filing the stipulation of the parties hereto, dated March 17, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 April 16, 2015.

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

-----X

IPFS Corporation,
Plaintiff-Respondent,

-against-

M-1282X
Index No. 150723/14

K&A Trucking, Inc.,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 22, 2015,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 23, 2015, 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 April 16, 2015.

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

-----x
W. Robert Curtis,

Plaintiff-Appellant,

-against-

David Bouley, et al.,

Defendants-Respondents.
-----x

M-4612
Index No. 104558/11

Plaintiff-appellant having moved for leave to file a supplemental brief in connection with the appeal from the order of the Supreme Court, New York County, entered on or about April 25, 2013, and said appeal having been perfected and heard,

Now, upon reading and filing the papers with respect to the motion, and the correspondence from plaintiff-appellant pro se dated September 29, 2014, and due deliberation having been had thereon,

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

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

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

-----X
Zeljko Saric,
Plaintiff-Respondent,

-against-

M-5442
Index No. 150009/11

Bayrock/Sapir Organization, LLC, et al.,
Defendants,

Perry Cohen Carpentry Corp.,
Defendant-Respondent,

F&I Trucking Corp.,
Defendant-Appellant,

Green Ball Leasing Corp., et al.,
Defendants.

-----X
Perry Cohen Carpentry Corp.,
Third-Party Plaintiff-Respondent,

-against-

F&I Trucking Corp.,
Third-Party Defendant-Appellant,

Patterson Woodworking, Inc.,
Third-Party Defendant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about April 2, 2013 (mot. seq. no. 003),

Now, upon reading and filing the stipulation of the parties hereto, dated October 7, 2014, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the October 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 April 16, 2015.

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

-----X
Manuel John Mehos,
Petitioner-Respondent,

-against-

M-4179
Index No. 350044/12

Lisa Rossi Mehos,
Respondent-Appellant.
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about March 24, 2014, and said appeal having been decided (Appeal Nos. 14034-14037, decided February 3, 2015),

And petitioner-respondent having moved for an order striking the record on appeal and portions of respondent-appellant's brief,

Now, upon reading and filing the stipulation of the parties hereto, dated October 22, 2014, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn nunc pro tunc to October 22, 2014 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 April 16, 2015.

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,
ex rel. Willie Lewis,
Petitioner-Appellant,

-against-

M-317
Ind. No. 250534/14

Warden, George Mothcan Detention
Center, et al.,
Respondents-Respondents.

-----X

Petitioner-appellant, pro se, having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, entered on or about August 26, 2014, 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 said motion is granted to the extent of permitting petitioner to prosecute the appeal on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the Attorney General of the State of New York and files 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court. Seymour W. James, Jr., Esq., Legal Aid Society, is assigned as counsel for purposes of prosecuting the appeal.

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 April 16, 2015.

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

-----X

In the Matter of a Family Offense Proceeding Pursuant to Article 8 of the Family Court Act.

M-1023

Martha B.,
Petitioner-Respondent,

Docket No. O-34735/14

-against-

Julian P.,
Respondent-Appellant.

-----X

Petitioner-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about January 9, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Bruce A. Young, Esq., 100 Church Street, Suite #800, New York, NY 10007, Telephone No. (212) 965-0050, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and 8 copies thereof are filed with this Court.

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 April 16, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David B. Saxe
Judith J. Gische, Justices.

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

-against-

Ruben Berrios,
Defendant-Appellant.

M-4840
Ind. No. 3300/12
Case No. 57289C/12

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about July 22, 2014, and for leave to prosecute the appeal as a poor person on the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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 notice of appeal timely filed, 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 this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Rosalyn H. Richter
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

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

-against-

M-351
Ind. No. 5031/10

Manuel Arias,
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 April 17, 2014, 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(b)(2) of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzarelli
David B. Saxe
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
The People of the State of New York
ex rel. Isa Bako,
Petitioner,

-against-

Clayton Augustus, Warden, Department
of Corrections,
Respondent(s).

M-6
Ind. Nos. 5023/13
2001/14

-----X

The above-named petitioner pro se 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 application for the writ 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 April 16, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzairelli
David B. Saxe
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
In the Matter of the Proceedings
of Carlos M. Calderon-Homs,

As Co-Guardian of the Property of M-985
George Rincon, also known as George Index No. 90993/99
Richardson,

An Incapacitated Person,

Ricardo E. Oquendo, Esq.,
Respondent-Appellant.

-----X

Respondent-appellant attorney having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, on or about October 2, 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 2015 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 April 16, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
David Friedman
Richard T. Andrias
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X

In the Matter of the Application of
Mel Alfonso Andrade,
Petitioner,

M-574

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

Index No. 400833/14

-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 September 16, 2014, to review a determination of respondent,

And petitioner having renewed his motion for leave to prosecute the aforesaid proceeding as a poor person, upon the original record and reproduced petitioner's 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 April 16, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

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

-against-

M-6390
Ind. No. 4823/12

Stephen Baptiste,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about March 31, 2014, and for leave to proceed pro se on the appeal, and for leave to prosecute the appeal as a poor person,

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 notice of appeal timely filed, and allowing defendant to proceed pro se on the present appeal, and enlarging the time to perfect same to the October 2015 Term,

The motion to the extent it seeks leave to prosecute the appeal as a poor person is denied, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth the amount and sources of funds to pay the fee of trial counsel, and to post the \$75,000 bail in the Supreme Court, the disposition thereof, 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:


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 April 16, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----X
In the Matter of the Application of
Lisa Williams,
Petitioner-Appellant,

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

-against-

M-348
Index No. 100442/14

City of New York, et al.,
Respondents-Respondents.

-----X

Petitioner-appellant, pro se, having moved 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 December 16, 2014, 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 granted to the extent of permitting the appeal 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.

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 April 16, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

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

-against-

M-337
Ind. No. 2906/08

Anibal Joaquin,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about May 23, 2011,

And defendant-appellant having moved for an order to unseal and, enlarge the record on appeal to include, a certain jury note, as set forth in the moving papers,

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 unsealing and enlarging the record to include the aforesaid jury note and, sua sponte enlarging the time to perfect the appeal to the September 2015 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 April 16, 2015.

Present - Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Richard T. Andrias, Justices.

-----x

Yefim Vaynshelbaum, et al.,

Plaintiffs-Appellants,

-against-

M-803

Index No. 153759/12

The City of New York, et al.,

Defendants-Respondents.

-----x

Plaintiffs-appellants 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 June 5, 2014,

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 2015 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 April 16, 2015.

Present - Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Richard T. Andrias, Justices.

-----x
International Asbestos Removal, Inc.,

Plaintiff-Respondent,

-against-

M-992
Index No. 652494/12

Beys Specialty, 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, New York County, entered on or about August 12, 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 2015 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 April 16, 2015.

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

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

-against-

M-6235
Ind. No. 1411/08

Quadaun James,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of **resentence** of the Supreme Court, Bronx County, rendered on or about December 4, 2014, 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 **resentence**. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David B. Saxe
Sallie Manzanet-Daniels
Judith J. Gische
Darcel D. Clark, Justices.

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

-against-

M-109
Ind. No. 663/14

Virgidio Galindo,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about October 14, 2014, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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 notice of appeal timely filed, 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.

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Tel. No. (212) 577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
David B. Saxe
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

-----X

In the Matter of the Application of
Mel A.,
Petitioner-Appellant,

-against-

Margarita M.,
Respondent-Respondent.

CONFIDENTIAL

M-575

Docket No. F-26828/10/14F

-----X

Petitioner-appellant, pro se, having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about September 24, 2014, 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 April 16, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
David B. Saxe
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

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

-against-

M-787
Ind. Nos. 3208/03
1387/04

Rafael Pacheco, also known as
Richard Guzman-Paulino,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about December 10, 2014, for leave to prosecute the appeal as a poor person, 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 granted only to the extent of deeming the moving papers a timely filed notice of appeal.

The motion, to the extent that it seeks poor person relief, is denied, with leave to renew upon defendant's submission of a notarized affidavit, pursuant to CPLR 1101, setting forth the amount of sources of funds to pay trial counsel's fee, and to post the bail in the Supreme Court, the disposition thereof, 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:


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 April 16, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Rosalyn H. Richter
Judith J. Gische, Justices.

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

-against-

M-159
Ind. No. 9755/99

Ranfis Perez,
Defendant-Appellant.

-----X

Appeals having been taken by defendant-appellant from the judgment of resentence of the Supreme Court, New York County, rendered on or about July 25, 2012 and from the order of said Court entered June 26, 2013, respectively,

And an order of this Court entered October 22, 2013 (M-3868) consolidating the aforesaid appeals, and other relief,

And respondent People having moved for an order striking the brief filed by appellant's counsel Robert S. Dean, Esq., and for appellate counsel to be relieved, and 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 April 16, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Sallie Manzanet-Daniels
Darcel D. Clark
Barbara R. Kapnick, Justices.

-----X
Lin Shi,
Plaintiff-Appellant,

-against-

Panagis Alexandratos, et al.,
Defendants-Respondents.

M-1115
M-1198
Index No. 160529/13

-----X

Defendants-respondents having moved to dismiss the appeal taken from an the order of the Supreme Court, New York County, entered on or about May 13, 2014,

And plaintiff-appellant having cross-moved for an enlargement of time in which to perfect the appeal,

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 is granted to the extent of dismissing the appeal unless it is perfected for the October 2015 Term (M-1115). The cross motion is granted accordingly (M-1198).

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 April 16, 2015.

PRESENT: Hon. Angela M. Mazzairelli, Justice Presiding,
David Friedman
Sallie Manzanet-Daniels
Darcel D. Clark
Barbara R. Kapnick, Justices.

-----X
Maurice Tuchman, et al.,
Plaintiffs,

-against-

M-949
Index No. 101056/10

Deam Properties (U.S.), LLC, et al.,
Defendants,

Everest Realty Holdings, Inc.,
doing business as ERC Contracting,
Defendant-Appellant.

-----X
Everest Realty Holdings, Inc.,
doing business as ERC Contracting,
Third-Party Plaintiff-Appellant,

-against-

Third-Party
Index No. 590649/11

Trump Palace Condominiums,
Third-Party Defendant-Respondent.

-----X

Defendant third-party plaintiff-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 May 13, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2015 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 April 16, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Paul G. Feinman
Judith J. Gische, Justices.

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

-against-

M-891
Ind. No. 627/08
Case No. 3431C/08

David J. Palmer,
Defendant-Appellant.

-----x

Defendant having renewed his motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about December 17, 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 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 ten reproduced copies of such brief, together with the original record, with this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Paul G. Feinman
Judith J. Gische, Justices.

-----x
Steven Scrudato,
Plaintiff,

-against-

M-1028
Index No. 114550/10

AJS Construction & Renovation Inc.,
et al.,
Defendants-Appellants,

160 Front Street Associates LLC,
et al.,
Defendants,

-and-

TPG Architecture, LLP, et al.,
Defendants-Respondents.

-----x

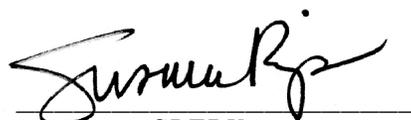
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 15, 2015 (mot. seq. nos. 001-003), and said appeal having been perfected,

And defendants-appellants having moved for a stay of jury selection, including trial, 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, and the interim relief granted by the order of a Justice of this Court dated March 11, 2015, is vacated.

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 April 16, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Karla Moskowitz
Rosalyn H. Richter
Paul G. Feinman, Justices.

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

-against-

M-5030
Ind. No. 4753/12

David Cassagnol also known as
Dave Cassagnol,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about July 8, 2014, for leave to prosecute the appeal as a poor person, upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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 deeming the notice of appeal timely filed.

The motion, insofar as it seeks poor person relief, is denied, with leave to renew upon defendant's submission of a notarized affidavit, pursuant to CPLR 1101(a), setting forth facts sufficient to establish that defendant has no funds or assets with which to prosecute the appeal, including the amount and sources of his income and listing his property with its value.

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 April 16, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Karla Moskowitz
Darcel D. Clark
Barbara R. Kapnick, Justices.

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

-against-

M-468
Ind. No. 5578/10

Bernard Rodriguez,
Defendant-Appellant.

-----X

An order of this Court having been entered on October 28, 2014 (M-2114A), granting defendant leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about February 7, 2014, and assigning Robert S. Dean, Esq., as counsel to prosecute the appeal; and a motion having been made to relieve such counsel, 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 striking the designation of assigned counsel Robert S. Dean, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

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 April 16, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Karla Moskowitz
Darcel D. Clark
Barbara R. Kapnick, Justices.

-----X

In the Matter of Mark Nonni,
Petitioner-Appellant,

For a Judgment Under Article 78 of the
CPLR

-against-

M-323
Ind. No. 400304/14

W. Bratton, Commission of New York
City Police Department, et al.,
Respondents-Respondents.

-----X

Defendant-appellant 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 November 20, 2014, 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 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 April 16, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Paul G. Feinman
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

Robert Stephens,

Defendant-Appellant.
-----x

M-4257
Ind. Nos. 4934/12
5705/12

Defendant-appellant via retained counsel 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 June 26, 2014, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, for the assignment of retained counsel, 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 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 serve one copy of such brief upon the District Attorney of said county and file 8 reproduced copies of such brief, together with the original record, with this Court.

The motion to the extent it seeks assignment of retained counsel is denied as unnecessary.

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 April 16, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Leland G. DeGrasse
Darcel D. Clark, Justices.

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

Respondent,

-against-

M-4725
M-4885
Ind. No. 69/13
Case No. 71818C/12
Ind. No. 2293/13

Vladimir J. Vargas also known as
Bladimir Vargas,

Defendant-Appellant.

-----X

Defendant having moved by separate motions for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about May 12, 2014, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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

It is ordered that the motions are 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.

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Tel. No. (212) 577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4611
M-4731
Ind. No. 2134/86

Ramon 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 June 4, 1987, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief (M-4611),

And respondent People having cross-moved for an order dismissing the aforesaid appeal for failure to prosecute (M-4731),

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 is granted to the extent of assigning Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, as counsel for defendant-appellant for the purpose of addressing the People's motion to dismiss the appeal, the motion is otherwise denied (M-4611).

The cross motion is denied with leave to renew upon service of the motion papers on defense counsel assigned pursuant to this order, under Ind. No. 2134/86 (M-4731).

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 April 16, 2015.

PRESENT:- Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Leland G. DeGrasse
Judith J. Gische, Justices.

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

-against-

M-539
Ind. No. 4278/12

Glenn Johnson,
Defendant-Appellant.

-----x

An order of this Court having been entered on October 15, 2013 (M-3608), granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about May 7, 2013, and assigning the Robert S. Dean, the Center for Appellate Litigation, as counsel to prosecute the appeal,

And an appeal having been taken to this Court from the judgment of **resentence** of said Court rendered on or about September 23, 2014, under the same Indictment Number,

And defendant-appellant having moved to amend the aforesaid order of this Court entered on October 15, 2013 (M-3608) to include the appeal taken from the judgment of **resentence** under the same Indictment Number, entered on September 23, 2014,

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 is granted to the extent of deeming the current motion a timely filed notice of appeal from the judgment of **resentence** entered September 23, 2014 and amending the order of this Court entered on October 15, 2013 (M-3608) to extend to said appeal.

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 April 16, 2015.

PRESENT: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Paul G. Feinman
Darcel D. Clark, Justices.

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

-against-

M-352
Ind. No. 4852/13

Jose Ruiz,
Defendant-Appellant.

-----X

An order of this Court having been entered on January 6, 2015 (M-5869), granting defendant leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about July 11, 2014, and assigning Robert S. Dean, Esq., as counsel to prosecute the appeal; and a motion having been made to relieve such counsel, 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 striking the designation of assigned counsel Robert S. Dean, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

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 April 16, 2015.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X
In the Matter of the Application of
Ronda Harris,
Petitioner,

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

M-959
Index No. 101729/13

-against-

Desiree Miller-Beauvil, Hearing
Officer, Rhea O'Gorman, Esq. for
NYCHA and NYCHA,
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 May 9, 2014, to review a determination of respondents,

And respondent having moved for dismissal of the aforesaid matter,

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

It is ordered that the motion is granted to the extent of dismissing the aforesaid matter unless perfected for the September 2015 Term. Sua sponte, the time to perfect same is enlarged to the September 2015 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 April 16, 2015.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

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

-against-

M-765
Ind. No. 4483/10

Steffon Bridges,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, Bronx County, rendered on or about September 16, 2013,

And defendant-appellant having moved for a an enlargement of time to perfect 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 September 2015 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 April 16, 2015.

Present - Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

M-774
Ind. No. 199/11

Ranato Seabra,

Defendant-Appellant.
-----x

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about December 21, 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 October 2015 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 April 16, 2015.

Present - Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X

In the Matter of the Application of
Danny Rossi,
Petitioner-Respondent,

-against-

M-761
Index No. 100565/13

The New York City Department of Health
and Mental Hygiene,
Respondent-Appellant,

For an Order or Judgment Pursuant to
Article 78 of the Civil Practice Law
and Rules.

-----X

In the Matter of the Application of
Elizabeth A. Rossi,
Petitioner-Respondent,

-against-

Index No. 100562/13

The New York City Department of Health
and Mental Hygiene,
Respondent-Appellant,

For an Order or Judgment Pursuant to
Article 78 of the Civil Practice Law
and Rules.

-----X

In the Matter of the Application of
Richard Rivera,
Petitioner-Respondent,

-against-

Index No. 100563/13

The New York City Department of Health
and Mental Hygiene,
Respondent-Appellant,

For an Order or Judgment Pursuant to
Article 78 of the Civil Practice Law
and Rules.

-----X

-----X

In the Matter of the Application of
Rebah Belkebir,
Petitioner-Respondent,

-against-

Index No. 100564/13

The New York City Department of Health
and Mental Hygiene,
Respondent-Appellant,

For an Order or Judgment Pursuant to
Article 78 of the Civil Practice Law
and Rules.

-----X

Consolidated appeals having been taken by the respondent-
appellant Department of Health and Mental Hygiene taken from (four)
orders of the Supreme Court, New York County, each entered on or about
September 10, 2014, in the above-captioned actions,

And respondent-appellant having moved for an enlargement of time
to perfect the aforesaid consolidated appeals,

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

It is ordered that the motion is granted to the extent of
enlarging the time to perfect the consolidated appeals to the October
2015 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 April 16, 2015.

Present - Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X

Ana Iris Salazar, et al.,
Plaintiffs-Respondents,

-against-

M-857
Index No. 303745/14

Rafael Pantoja and Citimortgage, Inc.,
successor by merger to ABN Amro Mortgage
Group, Inc.,
Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about October 28, 2014,

And defendant-appellant Rafael Pantoja, pro se, having moved for an order directing the parties to attend a preargument conference,

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 April 16, 2015.

PRESENT: Hon. David Friedman, Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
Aleyanesh Sebhat,
Plaintiff-Respondent,

-against-

M-698
Index No. 301202/08

MTA New York City Transit Authority,
also known as New York 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, Bronx County, entered on or about May 6, 2014,

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 2015 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 April 16, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Leland G. DeGrasse
Rosalyn H. Richter, Justices.

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

-against-

M-132
Ind. No. 3144/13

Shakeiba Conklin,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about September 24, 2014, for leave to prosecute the appeal as a poor person, upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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 deeming the notice of appeal timely filed.

The motion, insofar as it seeks poor person relief, is denied, with leave to renew upon defendant's submission of a notarized affidavit, pursuant to CPLR 1101(a), setting forth facts sufficient to establish that defendant has no funds or assets with which to prosecute the appeal, including the amount and sources of his income and listing his property with its value.

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 April 16, 2015.

Present: Hon. David Friedman, Justice Presiding,
Karla Moskowitz
Paul G. Feinman
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4481

Ind. Nos. 1223/11
16623C/11

Gilroy Johnson,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about June 10, 2014, and for leave to prosecute the appeal as a poor person on the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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 notice of appeal timely filed, 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 reproduced copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

Present - Hon. David Friedman, Justice Presiding,
Sallie Manzanet-Daniels
Paul G. Feinman
Barbara R. Kapnick, Justices.

-----x
In re Isabel Drayton,
Incapacitated Person-Appellant,

-against-

Jewish Association for Services for the
Aged,
Guardian-Respondent,
98 St. Mark's Limited Partnership,
Landlord-Respondent.

M-960
Index No. 400729/08

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 9, 2014,

And non-party movant, The New York Times Company, having moved for leave to intervene in connection with the aforesaid appeal to the extent of moving to vacate the order sealing court records in this case, and to unseal documents filed in this action with access to the entire court file in this case including, inter alia, all motions, reports, filings, exhibits, affidavits, guardian reports, fee applications, transcripts of proceedings, decisions and orders, with the exception of material related to appellant's social security number, bank account information, and other similar material,

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 unsealing the Court record in this matter with exception of appellant's personal identification information including but not limited to appellant's date of birth, social security number and bank information, which information shall remain sealed and confidential. (See Appeal No. 13339, 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 April 16, 2015.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Leland G. DeGrasse
Darcel D. Clark
Barbara R. Kapnick, Justices.

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

-against-

M-5623
Ind. No. 1761/14

Rajesh Bhowan,
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 October 27, 2014, 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 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 10 reproduced 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.

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. (212) 577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Josh Guberman,
Plaintiff-Appellant,

-against-

Congregation Ahavath Chesed,
Defendant-Respondent.

M-1024
Index No. 653177/11

-----X

Plaintiff-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 June 9, 2014,

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 2015 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Lynda D'Andrade, etc., et al.,
Plaintiffs-Respondents,

-against-

M-1090
Index No. 109496/03

A.W. Chesterton Company, et al.,
Defendants,

Crane Co., et al.,
Defendants-Appellants.

-----X
Defendant-appellant Crane Co. 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 April 24, 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 2015 Term. (See M-1091, M-1092, M-1093, M-1094, M-1099, M-1100, M-1101, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Frederick A. Porta, et al.,
Plaintiffs-Respondents,

-against-

M-1091
Index No. 104029/03

A.O. Smith Water Products, et al.,
Defendants,

Crane Co.,
Defendant-Appellant.

-----X
Defendant-appellant Crane Co. 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 January 24, 2014,

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 2015 Term. (See M-1090, M-1092, M-1093, M-1094, M-1099, M-1100, M-1101, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Douglas McLaughlin, et al.,
Plaintiffs-Respondents,

-against-

M-1092
Index No. 190449/10

Air & Liquid Systems Corporation, etc.,
et al.,
Defendants,

Crane Co.,
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 April 12, 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 October 2015 Term. (See M-1090, M-1091, M-1093, M-1094, M-1099, M-1100, M-1101, M-1103 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 April 16, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Marie F. Cichy, etc., et al.,
Plaintiffs-Respondents,

-against-

M-1093
Index No. 111237/03

A.O. Smith Water Products, et al.,
Defendants,

Crane Co.,
Defendant-Appellant.

-----X

Defendant-appellant Crane Co. 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 January 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 2015 Term. (See M-1090, M-1091, M-1092, M-1094, M-1099, M-1100, M-1101, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Frances Battipaglia, etc., et al.,
Plaintiffs-Respondents,

-against-

M-1094
Index No. 190303/11

A.C. & S., Inc., et al.,
Defendants,

Crane Co.,
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 December 26, 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 2015 Term. (See M-1090, M-1091, M-1092, M-1093, M-1099, M-1100, M-1101, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

George W. Hische, et al.,
Plaintiffs-Respondents,

-against-

M-1099
Index No. 190125/11

Air & Liquid Systems Corporation,
etc., et al.,
Defendants,

Crane Co.,
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 April 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 to the extent of enlarging the time to perfect the appeal to the October 2015 Term. (See M-1090, M-1091, M-1092, M-1093, M-1094, M-1100, M-1101, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Michael Patrick Gill,
Plaintiff-Respondent,

-against-

M-1100
Index No. 104174/03

A.O. Smith Water Products, et al.,
Defendants,

Crane Co.,
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 January 14, 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 2015 Term. (See M-1090, M-1091, M-1092, M-1093, M-1094, M-1099, M-1101, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
In re: New York City Asbestos Litigation
-----X

Joann R. Viohl, etc.,
Plaintiffs-Respondents,

-against-

M-1101
Index No. 103869/06

A.O. Smith Water Products, et al.,
Defendants,

Crane Co.,
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 December 14, 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 2015 Term. (See M-1090, M-1091, M-1092, M-1093, M-1094, M-1099, M-1100, M-1103 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
IN RE: NEW YORK CITY ASBESTOS LITIGATION

Robert Engle, Sr., et al.,
Plaintiffs-Respondents,

-against-

M-1103
Index No. 190172/11

Air & Liquid Systems Corporation,
etc., et al.,
Defendants,

Crane Co.,
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 December 13, 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 October 2015 Term. (See M-1090, M-1091, M-1092, M-1093, M-1094, M-1099, M-1100, M-1101 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 April 16, 2015.

Present - Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rosalyn H. Richter
Paul G. Feinman, Justices.

-----x
DS-Concept Trade Invest, LLC,

Plaintiff-Respondent,

-against-

M-712
Index No. 152312/14

Wear First Sportswear, Inc.,

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 December 18, 2014 (mot. seq. no. 002), and said appeal having been perfected,

And defendant-appellant having moved for a stay of all proceedings 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.

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 April 16, 2015.

Present - Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rosalyn H. Richter
Paul G. Feinman, Justices.

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

-against-

M-1069
Ind. No. 4936/10

Ricardo Moya,
Defendant-Appellant.

-----X

Defendant-appellant having moved for leave to file a pro se supplemental brief in connection with an appeal from a judgment of the Supreme Court, New York County, rendered on or about March 19, 2013, 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 July 13, 2015 for the September 2015 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 April 16, 2015.

PRESENT - Hon: Rolando T. Acosta, Justice Presiding,
Dianne T. Renwick
Paul G. Feinman
Darcel D. Clark
Barbara R. Kapnick, Justices.

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

-against-

M-68
Ind. No. 2474/10

Jose Jimenez,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about December 19, 2011,

And an order of this Court entered on June 18, 2013 (M-1975) granting defendant leave to prosecute said appeal as a poor person, and assigning Robert S. Dean, Esq., as counsel for purposes of the appeal,

And assigned counsel having moved for an order amending the order of assignment to include the judgment of resentence rendered on or about December 12, 2014, and correcting the defendant's last name to reflect "Jimenez", rather than "Jiminez",

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

It is ordered that the motion is granted, and the order of assignment is deemed so amended.

ENTER:


CLERK

P.M ORDERS
FOR APRIL
16, 2015

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 April 16, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Sallie Manzanet-Daniels
Darcel D. Clark
Barbara R. Kapnick, Justices.

-----X

BMW Group LLC, et al.,

Plaintiffs-Appellants,

M-1009

-against-

M-1243

Index No. 650910/13

Castle Oil Corporation,

Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about September 11, 2014,

And defendant-respondent having moved for leave to file a supplemental record on appeal designated "Annex A" in the motion papers (M-1009),

And plaintiffs-appellants having cross-moved for an order striking the aforesaid supplemental record designated "Annex A", and striking all portions of defendant-respondent's answering brief, dated March 9, 2014, referring to said supplemental record (M-1243),

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 defendant-respondent's motion is granted to the extent of permitting defendant to file a supplemental record on appeal in the form attached to defendant's opposition papers to plaintiffs' cross motion as Exhibit 3; and directing defendant to promptly serve and file 9 copies of said supplemental record on appeal with this Court, and directing defendant to withdraw its currently filed respondent's brief, and granting defendant leave to file the revised respondent's brief dated March 25,

2015, in the form attached to defendant's opposition to plaintiffs' cross motion as Exhibit 1, on or before April 22, 2015 for the June 2015 Term, to which Term the above appeal has been adjourned. Sua sponte, the appeal of plaintiffs in *Mid Island, et al. v Hess Corp.* (Cal. No. 51, May 2015 Term) has been adjourned to the June 2015 Term, and the Clerk is directed to calendar the two appeals together for the same day of said June 2015 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 April 16, 2015.

Present: Hon. Peter Tom, Justice Presiding,
David Friedman
Diane T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
In the Matter of the Application of
Hawa Boureima, et al.,

Plaintiffs-Appellants,

M-1217

Index No. 402014/09

-against-

The New York City Human Resources Administration, and Robert Doar, as Commissioner of the New York City Human Resources Adminsitration,

Defendants-Respondents.

- - - - -
Jennifer Levy, Office of the New York City Public Advocate, Amicus Curiae.

-----X
An appeal having been taken to this Court by the above-named plaintiffs-appellants from of the Supreme Court, New York County, entered on or about January 30, 2014,

And Jennifer Levy, Office of the New York City Public Advocate, having moved for leave to file a brief and to appear and argue as amicus curiae in connection with 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 granting movant leave to submit an amicus curiae brief and said movant is directed to immediately file 9 copies of said brief with the Clerk of this Court, 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 April 16, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

In the Matter of the Application of
Vintaco, Inc., doing business as
Grande Harvest Wines,
Petitioner,

-against-

M-1259

Index No. 150667/15

Metropolitan Transit Authority,
Respondent.

-----X

A purported appeal having been taken from an Order to Show Cause, signed by a Justice of the Supreme Court, New York County, on or about March 16, 2015,

And petitioner's motion having been submitted as one pursuant to CPLR 5704(a) seeking certain relief denied by a Justice of the Supreme Court, New York County, on or before March 16, 2015, 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 April 16, 2015.

Present: Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rosalyn H. Richter
Paul G. Feinman, Justices.

-----X
In the Matter of

Senaya Simone J.,

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

M-1269
Docket No. B-42753/10

- - - - -
The Children's Village, et al.,
Petitioner-Respondent,

Andrea J.,
Respondent-Appellant.

- - - - -
Seymour W. James, Jr., Esq.,
The Legal Aid Society,
Juvenile Rights Division,
Attorney for the Child.

-----X

Harriette N. Boxer, Esq., Family Court attorney and current retained counsel for respondent-appellant, having moved for leave to prosecute, as a poor person, the appeal from an Order of Disposition of the Family Court, New York County, entered on or about February 23, 2015, and for a free copy of the transcript, and for related relief,

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

Ordered that the motion is granted to the extent of (1) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the

record on appeal, the cost thereof to be charged against the City of New York from funds available therefor;¹ **within 30 days (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Retained counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

¹Service of appellant's brief upon respondent(s) shall include retained counsel's copy of the transcript.

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 16, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzairelli
Dianne T. Renwick
Judith J. Gische, Justices.

-----X
David Friedman, as Agent for Helaine
Friedman,

Plaintiff-Respondent,

-against-

M-961
Ind. No. 24793/13

The Hebrew Home for the Aged at
Riverdale,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by the above-named defendant from the order of the Supreme Court, Bronx County, entered on or about August 6, 2014,

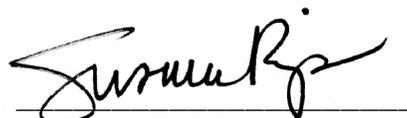
And the Continuing Care Leadership Coalition having moved for leave to file a brief amicus curiae in connection with the aforesaid appeal,

And defendant-appellant, in its affirmation in opposition to the motion, having moved for leave to file a response to the brief amicus curiae if the motion is granted,

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 the Continuing Care Leadership Coalition leave to forthwith file 9 copies of its brief amicus curiae in the form attached to its moving papers; the defendant-appellant's request to file a response to the brief amicus curiae is denied.

ENTER:


CLERK