

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 March 10, 2016.

Present:	Hon. Peter Tom,	Justice Presiding,
	Angela M. Mazzarelli	
	David Friedman	
	John W. Sweeny, Jr.	
	Rolando T. Acosta,	Justices.

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

-against-

M-813
Ind. No. 3054/14

Leonard Swinton,
Defendant-Appellant.

-----X

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

Now, upon reading and filing the stipulation of the parties hereto, dated January 29, 2016, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 March 10, 2016.

PRESENT - Hon. Peter Tom,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta,

Justice Presiding,

Justices.

-----x

The People of the State of New York,
Respondent,

-against-

M-518
Ind. Nos. 2373/14
2068/13

Javann Garnes,
Defendant-Appellant.

-----x

Defendant having moved for leave to prosecute, as a poor person,
the appeal from the judgment of the Supreme Court, New York County,
rendered on or about October 15, 2015, 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 8 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) one transcript of the stenographic minutes of any
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the
plea or trial and sentence. The Clerk shall furnish a copy of such
transcripts to appellant's counsel, without charge, the transcripts to
be returned to this Court when appellant's brief is filed.

Steven Feldman, Esq., 625 EAB Plaza, West Tower 6th Floor,
Uniondale, NY 11556, Telephone No. (516)522-2828, 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 March 10, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta, Justices.

-----x

The People of the State of New York,
Respondent,

-against-

M-549
Ind. No. 2373/14

Davon Pinkston, also known as Pac,
Defendant-Appellant.

-----x

Defendant having moved for leave to prosecute, as a poor person,
the appeal from the judgment of the Supreme Court, New York County,
rendered on or about November 4, 2015, 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 8 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) 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.

Marianne Karas, Esq., 980 Broadway, Suite 324, Thornwood,
NY 10594, Telephone No. (914)434-5935, 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 March 10, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta
Richard T. Andrias, Justices.

-----X
Sylvan 71st Street Garage Corp.,
Plaintiff-Appellant,

-against-

360 East 72nd Street Owners Incorporated,
Defendant-Respondent.

M-38
Index No. 650073/15

-----X
Plaintiff-appellant having moved for a stay of the amended order of the Supreme Court, New York County, entered on or about December 7, 2015, insofar as it requires plaintiff to post a certain undertaking, 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 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 March 10, 2016.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-68
Ind. No. 1779/09

Kimar Thompson,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about May 11, 2010,

And an order of this Court entered November 14, 2013 (M-4697) dismissing said appeal,

And defendant-appellant having moved for an order reinstating the appeal, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and the stipulation dated January 19, 2016, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of reinstating the 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 8 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, 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 prosecuting the reinstated 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 March 10, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,
Rolando T. Acosta
Karla Moskowitz
Judith J. Gische, Justices.

-----X
The People of the State of New York
ex rel. Jerry Angeles,

Petitioner,

-against-

M-151
Ind. No. 1947/15

Warden Lemon, D.M.D.C., etc.,

Respondent(s).

-----X

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

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

It is ordered that the motion be and the same hereby is granted only to the extent of transferring the proceeding to and be heard before a Justice of the Supreme Court of the State of New York, New York County, forthwith, and

It is further ordered that service by mail of a copy of this writ of habeas corpus, petition and supporting papers, by the Clerk of this Court, contemporaneous with the entry hereof, upon the Warden at G.M.D.C., Rikers Island, 15-15 Hazen Street, East Elmhurst, NY 11370; the Attorney General of the State of New York, 120 Broadway, New York, New York 10271; and the District Attorney of New York County, be deemed due and sufficient notice.

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 March 10, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X

Nicholas Marcilio,
Plaintiff-Appellant,

-against-

M-161
Index No. 314626/12

Marlene Hennessy,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for an order staying the post-trial order of the Supreme Court, New York County, entered on or about January 27, 2016, 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 denied.

ENTER:


CLERK

CORRECTED ORDER - February 28, 2018

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 March 10, 2016.

Present - Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

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

-against- M-300
Ind. Nos. 5315/14
Darryl O. Jackson, Sr., 4109/14
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 June 10, 2015, 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 post the cash 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 March 10, 2016.

Present: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

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

Respondent,

-against-

M-325
Ind. No. 2088N/13

Anonymous,

Defendant-Appellant.

-----X

Defendant-appellant having moved for an order granting movant anonymity in connection with an appeal from a judgment of the Supreme Court, New York County, rendered on or about October 8, 2014, designating the case as *People v Anonymous*, and sealing the record on appeal, including the minutes of the proceedings and the appellate briefs and motions, and other 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 that the record on appeal and brief are sealed. The Clerk is directed to calendar the appeal under *People v Anonymous*.

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 March 10, 2016.

Present - Hon. Peter Tom, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-393
Ind. No. 2597/11

Raul Lopez,

Defendant-Appellant.

-----X

Assigned counsel for defendant-appellant having moved for an order dismissing defendant's appeal as abandoned, taken from a judgment of the Supreme Court, New York County, rendered on or about February 26, 2014, without prejudice to reinstatement at such time appellant becomes amenable to the jurisdiction of this Court,

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

It is ordered that the motion is granted to the extent of deeming the appeal withdrawn.

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 March 10, 2016.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
John W. Sweeny, Jr.
Sallie Manzanet-Daniels, Justices.

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

-against- M-202
Ind. Nos. 2373/14
Lonzell Green, 902/15
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 27, 2015,
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 moving papers a timely filed notice of appeal.

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 the
amount and sources of funds 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 March 10, 2016.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Dianne T. Renwick
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

-----x

Alphonse Fletcher, Jr., and Fletcher
Asset Management, Inc.,
Plaintiffs-Respondents/Appellants,

-against-

M-405

Index No. 101289/11

The Dakota, Inc., Bruce Barnes and
Peter Nitze,
Defendants-Appellants/Respondents.

-----x

Separate appeals having been taken to this Court from orders of the Supreme Court, New York County, entered on or about April 7, 2015 and September 14, 2015, respectively,

And defendants-appellants/respondents having moved for an enlargement of time to perfect their appeal from the order entered on or about April 7, 2015,

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 enlargement of time to perfect the appeal from the order entered on or about April 7, 2015, to the December 2016 Term, with leave to seek a further enlargement, if necessary.

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 March 10, 2016.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Karla Moskowitz
Rosalyn H. Richter
Judith J. Gische, Justices.

-----X
The People of the State of New York
ex rel. Cory Reid,
Petitioner,

-against- M-44
Ind. No. 3739/15
Warden, Raleem Moses, N.Y.C. Dept.
of Correction,
Respondent(s).

-----X

The above-named petitioner having moved for, inter alia, a writ of habeas corpus to be issued from this Court, 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 be and the same hereby is granted only to the extent of transferring the proceeding to and be heard before a Justice of the Supreme Court of the State of New York, New York County, forthwith, and

It is further ordered that service by mail of a copy of this writ of habeas corpus, petition and supporting papers, by the Clerk of this Court, contemporaneous with the entry hereof, upon the Warden at Raleem Moses, N.Y.C. Dept. of Correction; the Attorney General of the State of New York, 120 Broadway, New York, New York 10271; and the District Attorney of New York County, be deemed due and sufficient notice.

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 March 10, 2016.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

-----x

Richard Agbai,

Petitioner-Appellant,

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

-against-

M-211

Index No. 101083/14

New York City Civil Service Commission,
et al.,

Respondents-Respondents.

-----x

Petitioner-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 3, 2015,

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 2016 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 March 10, 2016.

PRESENT - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

-----X
In the Matter of the Application of

Hilary A. Best,
Petitioner,

-against-

M-599
Index No. 100170/16

New York Police Department, Sex Offender
Unit,
Respondent.

-----X

Petitioner having moved pursuant to CPLR 5704(a) for certain relief denied by a Justice of the Supreme Court, New York County, on or about February 3, 2016,

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 dismissed as jurisdictionally defective.

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 March 10, 2016.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

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

-against-

M-324
Ind. No. 8/15

Onandi Richards,
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, Bronx County, rendered on or about January 30, 2015, 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 8 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 March 10, 2016.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-351
Ind. No. 5244N/14

Rafael Vasquez,

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 March 12, 2015,

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.

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 March 10, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

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

-against-

The City of New York,
Defendant-Respondent.
-----X

M-368
Index No. 111365/04

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 January 16, 2015,

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 2016
Term with leave to seek further enlargements if necessary.

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 March 10, 2016.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-404

Ind. No. 858/13

James Eury,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about January 11, 2016, 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


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 March 10, 2016.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
David B. Saxe
Judith J. Gische, Justices.

-----X

In the Matter of the Appointment of
Kinship Guardianship of

Izora W.,

CONFIDENTIAL

A Person Under 21 Years of Age.

M-6506

- - - - -

Docket No. G-24821/14

Administration for Children's
Services,
Petitioner-Respondent,

Marissa W.,
Respondent-Appellant.

- - - - -

Bruce A. Young, Esq.,
Attorney for Appointed Guardian
Grandmother, Izora P.

-----X

Family Court attorney, Jill L. Hayes, Esq., having moved on behalf of appointed guardian grandmother, Izora P., for leave to respond, as a poor person, to the appeal taken from the order of the Family Court, Bronx County, entered on or about January 7, 2015, 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. (See M-305, decided simultaneously herewith.)

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones". The signature is fluid and cursive, with a large initial "S" and a distinct "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 March 10, 2016.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.,
David B. Saxe
Judith J. Gische, Justices.

-----X
Kin the Matter of the Appointment of
Kinship Guardianship of

Izora W.,

CONFIDENTIAL

A Person Under 21 Years of Age.

M-305

Docket No. G-24821/14

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

Marissa W.,
Respondent-Appellant.

- - - - -
Bruce A. Young, Esq.,
Attorney for Appointed Guardian
Grandmother, Izora P.

-----X
An appeal having been taken from an order of the Family Court, Bronx County, entered on or about January 7, 2015,

And respondent-appellant having moved for leave to retain an investigator (County Law 722-c), and for an enlargement of time to perfect the appeal, and for related relief,

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

Ordered that the motion is granted to the extent of authorizing assigned counsel to obtain the services of an investigator for a fee not to exceed one thousand dollars for the purpose stated in the moving papers, and enlarging the time to perfect the appeal to the October 2016 Term. (See M-6506, 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 March 10, 2016.

Present - Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X
Addison Thompson,

Plaintiff-Appellant,

-against-

M-459
Index No. 450612/14

The Andy Warhol Foundation for the
Visual Arts, et al.,

Defendants-Respondents.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Supreme Court, New York County, entered on or about August 5, 2015, 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 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 March 10, 2016.

PRESENT - Hon. David Friedman, Justice Presiding,
David B. Saxe
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X
Anthony Barnes,
Petitioner-Appellant,

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

-against-

M-2972
Index No. 101392/14

NYPD,
Respondent-Respondent.

-----X

Petitioner having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about April 16, 2015, 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 the motion is granted to the extent of assigning Marianne Karas, Esq., 980 Broadway Suite 324, Thornwood, NY 10594, Telephone No. (914)434-5935, as counsel for appellant for purposes of the appeal, permitting the appeal 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. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record. The Clerk of the Supreme Court, New York County, is directed to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, with a copy to appellant or appellant's counsel if any, the cost thereof to be charged against the City of New York from funds available therefor.

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 March 10, 2016.

PRESENT : Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

-----X
Nicholas Romanoff, suing, pursuant to
BCL § 626, in his capacity as a shareholder
of New Roads Realty Corp. in the right of
New Roads Realty Corp. as the sole
shareholder of GHC NY Corp. suing in the
right of GHC NY Corp.,
Plaintiff-Appellant,

-against-

M-6
Index No. 151160/14

Gerald Romanoff, as Executor of the Estate
of Gerald Romanoff, Deceased, Sheryl
Romanoff, Michael A. Zimmerman, 55 Gans
Judgment LLC as successor-in-interest to
Union Center National Bank, 55 Gans Lender
LLC as successor-in-interest to Capital One,
National Association (as successor by merger
to North Fork Bank), Griffon Gansevoort
Holdings LLC, GHC NY Corp., The Sheryl
Romanoff Irrevocable Grantor Trust by
Robert Romanoff and Frank Platt as Trustees,
and New Roads Realty Corp.,
Defendants-Respondents,

John and Jane Does "1" through "10",
and ABC Corps. "1" through "10", being
the fictitious names of individuals
and entities whose real names and
identities are presently unknown to
plaintiff,
Defendants.

-----X

Plaintiff-appellant having moved for consolidation of the
appeals taken from the orders of the Supreme Court, New York
County, entered on or about September 29, 2014, February 5, 2015
and October 22, 2015, 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 permitting appellant to prosecute the appeals upon 9 copies of one record and of one set of appellant's points covering the appeals and enlarging the time in which to perfect the consolidated appeal to the September 2016 Term with leave to seek further enlargements if necessary. The caption of the consolidated appeal is amended, as reflected herein.

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 March 10, 2016.

Present - Hon. Rolando T. Acosta,	Justice Presiding,
Dianne T. Renwick	
Richard T. Andrias	
Karla Moskowitz,	Justices.

-----X

The People of the State of New York,
Respondent,

M-165

M-403

-against-

Ind. No. 950/13

Arnold Moye,
Defendant-Appellant.

-----X

Defendant, through the Center for Appellate Litigation, having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 10, 2015, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief (M-165),

And defendant-appellant, pro se and through trial counsel James Harris, Esq., having separately moved for the aforesaid relief (M-403),

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 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 8 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, 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 March 10, 2016.

Present - Hon. Rolando T. Acosta, Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz, Justices.

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

-against-

M-194
M-413
Ind. No. 5899N/13

Hector Colon,
Defendant-Respondent.

-----X

Defendant-respondent having moved for leave to respond, as a poor person, to the People's appeal from a judgment of the Supreme Court, New York County, rendered on or about April 21, 2015, and for assignment of counsel (M-194),

And the People having moved for an enlargement of time to perfect the appeal (M-413),

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 (1) 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 the People and 10 copies thereof are filed with this Court, and (2) assigning, pursuant to Section 722 of the County Law, Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York, 10007, Telephone No. 212-402-4100, as counsel for purposes of responding to the appeal (M-194).

It is further ordered that the People's motion is granted to the extent of enlarging the time to perfect the appeal to the September 2016 Term (M-413).

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 March 10, 2016.

Present - Hon. Rolando T. Acosta, Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz, Justices.

-----x
Hoa Lam, et al.,

Plaintiffs-Respondents,

-against-

M-624
Index No. 653696/13

Manzurul Hai, et al.,

Defendants-Appellants.

-----x

Appeals having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 16, 2015 and July 10, 2015, respectively,

And defendants-appellants having moved for an enlargement of time to perfect the appeal from the order entered on or about April 16, 2015,

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 from the order entered on or about April 16, 2015, to the September 2016 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 March 10, 2016.

Present - Hon. Rolando T. Acosta, Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz, Justices.

-----x
Commerce Bank, et al.,
Plaintiffs-Respondents-Appellants,

-against-

M-427

Index No. 651967/14

Bank of New York Mellon,
Defendant-Appellant-Respondent.
-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about October 6, 2015, and the direct appeal having been perfected and calendared,

And plaintiffs-respondents-appellants Commerce Bank, et al. having moved for an order consolidating the aforesaid appeal and cross appeal with a case presently sub judice entitled *Knights of Columbus v The Bank of New York Mellon* (Index No. 651442/11), 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 only to the extent of adjourning the perfected direct appeal (Cal. No. 48) to the June 2016 Term, and directing that if the appeal in *Knights of Columbus v The Bank of New York Mellon* (Index No. 651442/11) is perfected on or before March 21, 2016 for said June 2016 Term, that the two appeals be placed for hearing together on the same day. 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 March 10, 2016.

Present - Hon. Rolando T. Acosta, Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz, Justices.

-----x

Pierre Arty,

Plaintiff-Respondent-Appellant,

-against-

M-468

Index No. 162089/14

New York City Health and Hospitals
Corporation, et al.,

Defendants-Appellants-Respondents.

-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 20, 2015,

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 direct appeal to the September 2016 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 March 10, 2016.

PRESENT - Hon. Rolando T. Acosta, Justice Presiding,
Richard T. Andrias
David B. Saxe
Rosalyn H. Richter, Justices.

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

-against- M-138
Ind. No. 1215/11
Case No. 7436C/11
Anthony Cintron, also known as,
Angel Cintron,
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 February 11, 2015,

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.

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 March 10, 2016.

PRESENT - Hon. Dianne T. Renwick, Justice Presiding,
Richard T. Andrias
David B. Saxe
Rosalyn H. Richter, Justices.

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

-against-

M-128
Docket No. 2010NY057562

Alejandro Zaragoza,
Defendant-Appellant.

-----X

Defendant-appellant having moved for an order transferring the appeal from the judgment of the Supreme Court, New York County, rendered on or about March 16, 2011, to this Court from the Appellate Term, First Department,

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 March 10, 2016.

PRESENT - Hon. Dianne T. Renwick, Justice Presiding,
Richard T. Andrias
David B. Saxe
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-274
Ind. No. 1442/12

Ruben Sanabria,
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,
New York County, rendered on or about February 11, 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 8 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 March 10, 2016.

PRESENT - Hon. Richard T. Andrias, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Paul G. Feinman, Justices.

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

-against-

M-309
Ind. No. 5419/14

Kedvin Vasquez,
Defendant-Appellant.

-----X

An order of this Court having been entered on December 29, 2015 (M-5079) assigning Robert S. Dean, Esq., as counsel to prosecute defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about June 30, 2015; and a motion having been made to relieve such 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 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, NY 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 March 10, 2016.

PRESENT: Hon: Richard T. Andrias, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Paul G. Feinman, Justices.

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

-against- M-310
Ind. Nos. 76/15
Kedvin Vasquez, 3004/14
Defendant-Appellant.

-----X

An order of this Court having been entered on January 5, 2016 (M-5063), inter alia, granting defendant's motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about June 12, 2015, under Indictment No. 76/15, and assigning counsel therefor,

And defendant having moved for an order amending the notice of appeal and the aforementioned order to include Indictment No. 3004/14,

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 amending defendant's notice of appeal and the aforementioned order of this Court to include Indictment No. 3004/14, and extending the poor person relief previously granted to cover same.

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 March 10, 2016.

PRESENT - Hon. Richard T. Andrias, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

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

-against- M-139
Ind. No. 876/15
Robert Jones,
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 September 17, 2015,

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.

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 March 10, 2016.

PRESENT - Hon. David B. Saxe, Justice Presiding,
Rosalyn H. Richter
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X
Rajagopala S. Raghavendra, also known as
Randy S. Raghavendra, Founder, National
Association Against Discrimination and
Harassment,
Plaintiff-Appellant,

-against-

M-5933
Index No. 100389/13

Lee C. Bollinger, etc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the order of the Supreme
Court, New York County, entered on or about December 1, 2014
((mot. seq. no. 003),

And an order of this Court entered December 3, 2015 (M-4453)
dismissing the appeal,

And plaintiff-appellant having moved for an order striking
defendants' reply brief to plaintiff-appellant's motion (M-4453),
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

✓

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

BEFORE: Hon. Rolando T. Acosta
Justice of the Appellate Division

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

M - 271
Ind. No. 250/14


-against-

CERTIFICATE
DENYING LEAVE

Jose Herrera,

Defendant.

-----X
I, Rolando T. Acosta, a Justice of the Appellate Division,
First Judicial Department, do hereby certify that, upon
application timely made by the above-named defendant for a
certificate pursuant to Criminal Procedure Law, sections 450.15
and 460.15, and upon the record and proceedings herein, there is
no question of law or fact presented which ought to be reviewed
by the Appellate Division, First Judicial Department, and
permission to appeal from the order of the Supreme Court, Bronx
County, entered on or about November 5, 2015, is hereby denied.



Hon. Rolando T. Acosta
Associate Justice

Dated: February 25, 2016
New York, New York

ENTERED: MARCH 10, 2016

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-6124
NY Co. Ind No.
0047/97

-against-

CERTIFICATE
DENYING LEAVE

Bruce Sweeper,

Defendant.

-----X

I, David B. Saxe, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law section 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about October 9, 2015 is hereby denied.

Dated: March 2, 2016

New York, New York

Entered: March 10, 2016


Justice of the Appellate Division

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-6125
NY Co. Ind No.
4625/06

-against-

CERTIFICATE
DENYING LEAVE

Bruce Sweeper,

Defendant.

-----X

I, David B. Saxe, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law section 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about October 9, 2015 is hereby denied.

Dated: March 2, 2016

New York, New York

Entered: March 10, 2016


Justice of the Appellate Division

P.M. ORDERS
FOR
MARCH 10,
2016

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 March 10, 2016.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta, Justices.

-----X

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

Antoine R. A.,
Petitioner-Appellant,

-against-

M-774
Docket Nos.
V-08941-11/12F
V-10735-11/12F

Theresa M.,
Respondent-Respondent.

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

Theresa M.,
Petitioner-Respondent,

-against

Docket No. O-21932/12

Antoine R. A.,
Respondent-Appellant.

-----X

Respondent-respondent having moved for leave to respond, as a poor person, to the consolidated appeals from the order of the Family Court, Bronx County, entered on or about January 3, 2013 (Docket Nos. V-08941-11/12F and V-10735-11/12F), and from the order of said Court entered on or about February 1, 2013 (Docket No. O-21932/12), 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, Andrew J. Baer, Esq., 299

Broadway, Suite #1415, New York, NY 10007, Telephone No. 212-233-0318, as counsel for purposes of responding to the consolidated appeals; (2) permitting movant to respond to the consolidated appeals upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner/respondent-appellant and 8 copies thereof are filed with this Court. Sua sponte, the consolidated appeals are adjourned to the October 2016 Term.

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones", written in a cursive style.

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 March 10, 2016.

Present - Hon. David Friedman, Justice Presiding,
Richard T. Andrias
David B. Saxe
Rosalyn H. Richter, Justices.

-----x
Minsun Kim, et al.,

Petitioners-Respondents,

-against-

M-1042
Index No. 100386/15

Korean American Association of Greater
New York, Inc. ("KAAGNY"), et al.,

Respondents-Appellants.
-----x

An appeal having been taken to this Court from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about February 22, 2016,

And respondents-appellants having moved for a stay of the 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 denied, and the interim relief granted by the order of a Justice of this Court dated February 25, 2016, is vacated.

ENTER:


CLERK