

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Rosalyn H. Richter, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Paul G. Feinman
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1776
Ind. No. 1793/15

Christopher Edwards,
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 September 12, 2016, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is denied, with leave to renew, upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth the amount and sources of funds to post the \$25,000 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.)

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Rosalyn H. Richter, Justice Presiding,
Sallie Manzanet-Daniels
Judith J. Gische
Troy K. Webber
Marcy L. Kahn, Justices.

-----X

In re Naomi S.,
Petitioner-Respondent,

-against-

M-1408
Docket No. F-19564/12A

Steven E.,
Respondent-Appellant.

-----X

Respondent-appellant having moved for reargument of the decision and order of this Court, entered on February 16, 2017 (Appeal Nos. 3132-3133),

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.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT : Hon. Rosalyn H. Richter, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Paul G. Feinman
Barbara R. Kapnick, Justices.

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

-against-

M-1846
Ind. No. 3112/13

Fidel Vega,
Defendant-Respondent.

-----X

The People having moved for consolidation of the appeals taken from the orders of the Supreme Court, New York County, entered on or about June 15, 2016 and July 14, 2016, 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 consolidating the aforesaid appeals and 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 appeals to the November 2017 Term, with no further enlargements to be granted.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Paul G. Feinman
Judith J. Gische, Justices.

-----X
Norddeutsche Landesbank Gironzentrale,
et al.,
Plaintiffs-Respondents-Appellants,

-against

M-1689
Index No. 651695/15

Lynn Tilton, et al.,
Defendants-Appellants-Respondents.

-----X

Defendants-appellants-respondents having moved for leave to appeal to the Court of Appeals from the decision and order of this Court, entered on February 23, 2017 (Appeal No. 2205),

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.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Karla Moskowitz
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----X
Crystal Biton, also known as Crytal
Biton, also known as Saphyre Redford,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-1315
of the Civil Practice Law and Rules, Index No. 102053/12

-against-

Commission on Judicial Conduct of the
State of New York,
Respondent-Respondent.

-----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 March 1, 2013, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is denied. Sua sponte the appeal is dismissed.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Karla Moskowitz, Justice Presiding,
Judith J. Gische
Marcy L. Kahn
Ellen Gesmer, Justices.

-----X

Citibank, N.A., et al.,
Plaintiffs-Respondents,

-against-

M-2126
Index. No. 651075/12

Keenan Powers & Andrews, PC, et al.,
Defendants,

Arthur J. Powers,
Defendant-Appellant.

-----X

An order of this Court having been entered on February 21, 2017 (M-5946), denying defendant-appellant's motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, entered on or about November 19, 2015,

And defendant-appellant, pro se, having renewed the aforesaid motion,

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

It is ordered that the motion is denied.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

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

-----X
17 West 127th Street Partners LLC,
Plaintiff-Respondent,

-against-

M-1728
Index No. 158807/12

17 W 127th Street LLC,
Defendant-Appellant,
Baruch Realty, LLC, et al.,
Defendants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about August 17, 2016,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 17, 2017, and due deliberation having been had thereon,

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

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

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

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

-against-

M-2433
Ind. No. 4528/15

Romain Brown,
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about April 20, 2016,

Now, upon reading and filing the stipulation of the parties hereto, dated May 1, 2017, and due deliberation having been had thereon,

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

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. Rolando T. Acosta, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X

The People of the State of New York,
Respondent,

M-1633

-against-

Ind. No. 1635/16

Prince Seaborn,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about August 3, 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.

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.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Rolando T. Acosta, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1995
Ind. No. 5031N/14

Raynier Campana,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 13, 2015, 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.

Rosemary Herbert, 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.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Rolando T. Acosta, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X

The People of the State of New York,
Respondent,

CONFIDENTIAL

M-2142

-against-

Ind. No. 2923/10

Maurice Eaddy,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about September 15, 2010, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 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.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

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

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

-against-

M-2113
Ind. No. 2317/14

Van Brooks,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about March 10, 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, 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.

ENTERED:

A handwritten signature in black ink, appearing to read "Susan R. Jones", written over a horizontal line.

CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Rolando T. Acosta, Presiding Justice,
Dianne T. Renwick
Angela M. Mazzarelli
Judith J. Gische
Ellen Gesmer, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1499
Ind. No. 3692/15

Pierre Acosta,
Defendant-Appellant.

-----X

Defendant-appellant 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 September 8, 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 granted to the extent of deeming the notice of appeal timely filed.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Rolando T. Acosta, Presiding Justice,
Dianne T. Renwick
Angela M. Mazzarelli
Judith J. Gische
Ellen Gesmer, Justices.

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

-against-

M-1558
Ind. No. 811/15

Sean T. Albert,
Defendant-Appellant.

-----X

Defendant-appellant 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 23, 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 granted to the extent of deeming the moving papers a timely filed notice of appeal.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Dianne T. Renwick
Angela M. Mazzarelli
Judith J. Gische
Ellen Gesmer, Justices.

-----X
Pedro Bautista,
Plaintiff-Respondent,

-against-

M-1756
Index No. 23394/14

Archdiocese of New York, individually,
and doing business as Catholic Church
of Christ the King, Catholic Church
of Christ the King, and the Church of
Christ,
Defendants-Appellants.

Archdiocese of New York, individually,
and doing business as Catholic Church
of Christ the King, and Catholic Church
of Christ the King,
Third-Party Plaintiffs-Appellants,

-against-

Hughes & Hughes Contracting Corp.,
et al.,
Third-Party Defendants-Respondents.

-----X

Defendants/third-party plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about June 10, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2017 Term.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Dianne T. Renwick
Angela M. Mazzarelli
Judith J. Gische
Ellen Gesmer, Justices.

-----X
Lawrence Lomax,
Plaintiff-Appellant,

-against-

M-1796
Index No. 14495/01

New York City Health and Hospitals Corporation, et al.,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about July 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 enlarging the time to perfect the appeal to the October 2017 Term, with no further enlargements to be granted.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Dianne T. Renwick
Angela M. Mazzairelli
Richard T. Andrias
Sallie Manzanet-Daniels, Justices.

-----X
Locke R. McM.,

Plaintiff-Respondent-Appellant,

-against-

Jialan McM.,

Defendant-Appellant-Respondent.
-----X

CONFIDENTIAL

M-1799

Index No. 303577/13

Defendant-appellant-respondent having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about June 9, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2017 Term.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. Rolando T. Acosta, Presiding Justice,
Dianne T. Renwick
Angela M. Mazzarelli
Judith J. Gische
Ellen Gesmer, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1757
Ind. No. 3555/13

Bernardita Fermin,
Defendant-Appellant.

-----X

Defendant-appellant, through retained counsel, 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 3, 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 November 2017 Term.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Richard T. Andrias
Troy K. Webber
Ellen Gesmer, Justices.

-----X

Alison A. U.,
Plaintiff-Appellant,

-against-

Phillip F.,
Defendant-Respondent.

-----X

CONFIDENTIAL

M-2241

Index No. 305016/15

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 27, 2017,

And, plaintiff-appellant having moved to stay enforcement of the aforesaid order pending determination of the 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.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. Rolando T. Acosta,
David Friedman
Richard T. Andrias
Troy K. Webber
Ellen Gesmer,

Presiding Justice,

Justices.

-----X
NYCTL 2013-A Trust and The Bank
of New York Mellon, as Collateral
Agent and Custodian,
Plaintiff-Respondent,

-against-

1930 Adee Avenue Corp., et al.,
Defendants-Respondents,

Church of God Prophecy,
Intervenor-Appellant.
-----X

M-1975
Index No. 260418/14

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about January 30, 2017,

And, intervenor-appellant having moved to stay a tax foreclosure sale pending determination of the 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. The order of a Justice of this Court, dated March 23, 2017, granting intervenor-appellant an interim stay, is vacated.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Richard T. Andrias
Troy K. Webber
Ellen Gesmer, Justices.

-----X

Stephanie O.,
Plaintiff-Respondent,

CONFIDENTIAL

M-2204

-against-

Index No. 350024/13

David O.,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about August 9, 2016, and said appeal having been perfected,

And, defendant-appellant seeks leave to have this Court take judicial notice of a certain word and a Harvard Case Study, and for leave to enlarge the record on appeal,

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

Ordered that the motion is denied.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzairelli
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

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

-against-

M-2078
Ind. No. 4704/15

Derwood Grant,
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 September 8, 2016, 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1666
Ind. No. 4070N/16

Juan Flores Urena,
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 December 20, 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 granted to the extent of deeming the notice of appeal timely filed.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzairelli
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X

In the Matter of the Application of
Anthony Carty,
Petitioner-Appellant,

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

M-2063
Index No. 101367/14

-against-

New York City Police Department,
Respondent-Respondent.

-----X

An appeal having been taken from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 23, 2017, to review a determination of respondent,

And, petitioner having moved for leave to prosecute the appeal 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 granted to the extent of permitting the proceeding to be heard on the original record and upon a reproduced petitioner's brief, on condition that petitioner serves one copy of such brief upon the attorney for the respondent and files 8 copies of such brief, together with the original record with this Court, pursuant to Rule 600.11 of the Rules of this Court. Petitioner is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X
Martha Desil Vio,
Plaintiff-Appellant,

-against- **M-2040**
Index No. 157380/12

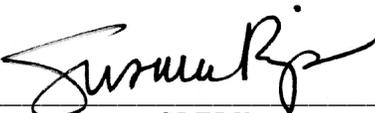
City of New York, et al.,
Defendants-Respondents.
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about March 19, 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 October 2017 Term, with no further enlargements to be granted.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X
Neuberger Berman Trust Company, N.A.,
Plaintiff-Respondent-Appellant,

-against-

Sarah J. Schlesinger, as Executor of
the Estate of Edward S. Schlesinger,
Defendant,

Hofheimer Gartlir & Gross LLP,
Defendant-Appellant-Respondent.
-----X

M-2138
Surrogate's Court
File No. 1983-735/H

Defendant-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Surrogate's Court, New York County, entered on or about June 23, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2017 Term.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X

Xiang Fu He,
Plaintiff-Respondent,

-against-

Troon Management, Inc., Flushing-
Thames Realty Company, Noel Levine,
Daryl Gerber, As Executor for the
Estate of Abraham Herson, Harriette
Levine, as Executor for the Estate
of Abraham Herson, and Noel Levine,
as Executor for the Estate of
Abraham Herson,
Defendants-Appellants.

M-2034
Index No. 111331/09

-----X

Troon Management, Inc., Flushing-
Thames Realty Company, Noel Levine,
Daryl Gerber, As Executor for the
Estate of Abraham Herson, Harriette
Levine, as Executor for the Estate
of Abraham Herson, and Noel Levine,
as Executor for the Estate of
Abraham Herson,
Third-Party Plaintiffs,

-against-

JFD Trading, Inc. and SJD Trading, Inc.,
Third-Party Defendants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about June 23, 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 granted to the extent of enlarging the time to perfect the appeal to the September 2017 Term.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon: Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Rosalyn H. Richter
Barbara R. Kapnick
Troy K. Webber, Justices.

-----X

Souyun L.,
Plaintiff-Respondent-Appellant,

-against-

Wei-Yeh L.,
Defendant-Appellant-Respondent.

-----X

CONFIDENTIAL

M-2051

M-2052

Index No. 301394/15

Appeals having been taken from the pendent lite order of the Supreme Court, New York County, entered on or about March 20, 2017,

And, plaintiff-respondent-appellant wife having moved to stay the aforesaid order insofar as it directs the sale of the parties' jointly owned apartment during the pendency of the divorce proceeding (M-2051),

And, defendant-appellant-respondent husband having moved to stay the order to the extent that it directs the payment of maintenance, maintenance arrears, child support arrears and counsel fees, pending hearing and determination of the aforesaid appeal, and for an order directing that, upon sale of the apartment, "sufficient funds" to cover these expenses be held in escrow (M-2052),

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 by plaintiff-respondent-appellant is denied (M-2051),

It is further ordered that defendant-appellant-respondent's motion is granted to the extent of directing that the net proceeds of any sale of the subject apartment be held in escrow by the parties'/sellers' attorney subject to review and approval of disbursement of the net proceeds by the trial Court; the parties are directed to promptly notify the trial Court of the sale. The motion is otherwise denied (M-2052).

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Paul G. Feinman
Judith J. Gische
Ellen Gesmer, Justices.

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

-against-

M-1454
Ind. No. 6358/09

Walter Paige,
Defendant-Appellant.

-----X

An order of this Court having been entered on November 20, 2012 (M-3963), inter alia, assigning Richard M. Greenberg, Esq., predecessor assigned counsel to Rosemary Herbert, Esq., of the Office of the Appellate Defender, as counsel to prosecute defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about April 28, 2011,

And, counsel having moved for an order abating the appeal by reason of appellant's death, remanding the matter to the trial court to vacate the judgment of conviction, and dismissing the indictment,

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

It is ordered that the motion is granted to the extent of dismissing the appeal due to appellant's death on September 7, 2015, and remanding the matter to the Supreme Court, New York County, for further proceedings.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Paul G. Feinman
Judith J. Gische
Ellen Gesmer, Justices.

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

-against-

M-1454
Ind. No. 6358/09

Walter Paige,
Defendant-Appellant.

-----X

An order of this Court having been entered on November 20, 2012 (M-3963), inter alia, assigning Richard M. Greenberg, Esq., predecessor assigned counsel to Rosemary Herbert, Esq., of the Office of the Appellate Defender, as counsel to prosecute defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about April 28, 2011,

And, counsel having moved for an order abating the appeal by reason of appellant's death, remanding the matter to the trial court to vacate the judgment of conviction, and dismissing the indictment,

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

It is ordered that the motion is granted to the extent of dismissing the appeal due to appellant's death on September 7, 2015, and remanding the matter to the Supreme Court, New York County, for further proceedings.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. David Friedman, Justice Presiding,
Karla Moskowitz
Sallie Manzanet-Daniels
Barbara R. Kapnick
Troy K. Webber, Justices.

-----X
In the Matter of a Support Proceeding

Juliya V.,

Petitioner-Appellant,

CONFIDENTIAL

M-1932

-against-

Docket No. F-02830-10

Aleksandr V.,

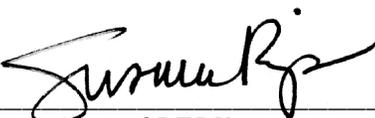
Respondent-Respondent.
-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Family Court, New York County, entered on or about February 7, 2017, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is denied, with leave to renew, upon petitioner's submission of a detailed notarized affidavit, in compliance with CPLR 1101(a), setting forth whether petitioner's Family Court counsel was assigned or retained and, if retained, the terms of petitioner's retainer agreement with counsel, the amount and sources of funds for counsel's fee, and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by petitioner.)

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Karla Moskowitz
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X
New York Center for Esthetic & Laser
Dentistry and David Poiman,
Plaintiffs-Appellants,

M-1667
Index No. 154374/12

-against-

VSLP United LLC and DRRM Universal
LLP,
Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect their appeal taken from an order of the Supreme Court, New York County, entered on or about June 23, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2017 Term.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Karla Moskowitz
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X
In the Matter of a Custody/Visitation
Proceeding Under Article 6 of the
Family Court Act.

CONFIDENTIAL

M-1921

- - - - -
Felicia Simone A.,
Petitioner-Appellant,

Docket No. V-35628-9/15

-against-

Gary C.,
Respondent-Respondent.

-----X

Petitioner-appellant mother having moved for an enlargement of time in which to perfect the appeal from the order of the Family Court, New York County, entered on or about June 6, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2017 Term.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. David Friedman, Justice Presiding,
Rosalyn H. Richter
Karla Moskowitz
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X
Terry Lang-Salgado,
Plaintiff-Appellant,

-against-

M-2221
Index No. 156497/15

The Mount Sinai Medical Center,
Inc.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeals taken from the order of the Supreme Court, New York County, entered on or about April 12, 2016 and from the judgment of said Court, entered on or about June 14, 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 granted to the extent of enlarging the time to perfect the appeals to the October 2017 Term.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. David Friedman, Justice Presiding,
Karla Moskowitz
Paul G. Feinman
Judith J. Gische
Marcy L. Kahn, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-2195
Ind. No. 3013/15

Mohamed Bangoura,

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 August 9, 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 denied as academic.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rosalyn H. Richter
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

Henry Gatson,

Defendant-Appellant.
-----X

CONFIDENTIAL

M-1829

Ind. No. 3680/10

Defendant-appellant having moved for reargument of the decision and order of this Court, entered on January 3, 2017 (Appeal No. 2604),

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.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Paul G. Feinman
Ellen Gesmer, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1902
Ind. No. 3399/12

Joseph Graham,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of **resentence** of the Supreme Court, New York County, rendered on or about April 8, 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 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 **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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, NY 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.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Rosalyn H. Richter
Richard T. Andrias
Paul G. Feinman
Marcy L. Kahn, Justices.

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

-against-

Miguel Lebron,
Defendant-Appellant.

M-1510
Ind. Nos. 978/15
1065/15

-----X

Defendant-appellant 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 15, 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 granted to the extent of deeming the notice of appeal timely filed.

ENTERED:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Paul G. Feinman
Ellen Gesmer, Justices.

-----X
Benedicta Brito,
Plaintiff-Respondent,

-against-

M-1980
Index No. 306267/14

Rafael Gomez and Don Thomas Buses,
Inc.,
Defendants-Appellants.

-----X

Defendants-Appellants having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, Bronx County, entered on or about June 30, 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 granted to the extent of enlarging the time to perfect the appeal to the September 2017 Term.

ENTERED:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 25, 2017.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Paul G. Feinman
Ellen Gesmer, Justices.

-----X
Lisa Sanchez,
Plaintiff-Appellant,

-against-

M-1906
Index No. 20650/14E

Herve Oxcin, Emmanuel Thelusme
and Maria Latimer,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, Bronx County, entered on or about June 16, 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 granted to the extent of enlarging the time to perfect the appeal to the October 2017 Term.

ENTERED:



CLERK

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

BEFORE: Hon. Peter Tom
Justice of the Appellate Division

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

Respondent,

M-1982
Ind. No. 349/2012

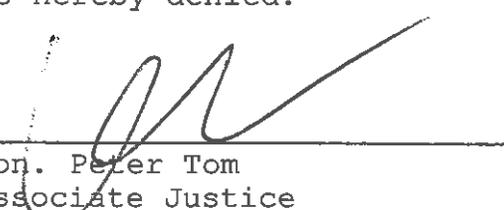
-against-

Denarious Jenkins,

CERTIFICATE
DENYING LEAVE

Defendant.
-----X

I, Peter Tom, 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, New York County, entered on or about March 20, 2017 is hereby denied.



Hon. Peter Tom
Associate Justice

Dated: May 23, 2017
New York, New York

ENTERED

MAY 25 2017

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

BEFORE: Hon. Paul G. Feinman
Justice of the Appellate Division

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

M - 2237
Ind. Nos. 7623/1994

-against-

Kenneth Smith,

Defendant.

-----X

Defendant Kenneth Smith, having moved for reconsideration of the decision and order of this Court entered on February 23, 2017.

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.

Dated: May 16, 2017

New York, New York



Hon. Paul G. Feinman

Associate Justice

ENTERED: **MAY 25 2017**

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

BEFORE: Hon. Barbara R. Kapnick
Justice of the Appellate Division

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

M-2214
Ind. No. 6577/2005

-against-

CERTIFICATE
DENYING LEAVE

Thor Corbin,

Defendant.

-----X

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application 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, New York County, dated January 12, 2017, is hereby denied.

Dated: May 11, 2017
New York, New York

ENTERED

MAY 25 2017



Hon. Barbara R. Kapnick
Associate Justice

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

BEFORE: Hon. Barbara R. Kapnick
Justice of the Appellate Division

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

M-1373
Ind. No. 4704/2015

-against-

CERTIFICATE
DENYING LEAVE

Derwood Grant,

Defendant.
-----X

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application 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, New York County, dated February 2, 2017, is hereby denied.

Dated: May 11, 2017
New York, New York



Hon. Barbara R. Kapnick
Associate Justice

ENTERED

MAY 25 2017

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

BEFORE: Hon. Marcy L. Kahn
Justice of the Appellate Division

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

M-1970
Indictment No.
4099/99

-against-

CERTIFICATE
DENYING LEAVE

Elbert Mitchell,
Defendant.

-----X

I, Marcy L. Kahn, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application deemed 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, New York County (Hon. Bonnie G. Wittner), entered on or about February 16, 2017, is hereby denied.



Associate Justice

Dated: May 8, 2017
New York, New York

ENTERED: **MAY 25 2017**

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

BEFORE: Hon. Barbara R. Kapnick
Justice of the Appellate Division

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

M-2214
Ind. No. 6577/2005

-against-

CERTIFICATE
DENYING LEAVE

Thor Corbin,

Defendant.
-----X

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application 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, New York County, dated January 12, 2017, is hereby denied.

Dated: May 11, 2017
New York, New York

ENTERED

MAY 25 2017



Hon. Barbara R. Kapnick
Associate Justice