

**DAY CALENDAR**  
**Tuesday, April 11, 2017 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

581.0  
TP 15-02180

**RASHEEN MILLS**  
V  
**ANTHONY J. ANNUCCI**

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court for the Fourth Judicial Department by order of the Supreme Court, Cayuga County [Thomas G. Leone, A.J.], entered December 28, 2015) to review a determination of respondent. The determination found after a Tier III hearing that petitioner had violated various inmate rules.

**RASHEEN MILLS for HIMSELF** Submitted

**MARTIN A. HOTVET for ANTHONY J. ANNUCCI** Submitted

582.0  
KA 16-00048

**PEOPLE**  
V  
**DOUGLAS C. TATNER**

Appeal from a decision and order of the Monroe County Court (Christopher S. Ciaccio, J.), entered November 10, 2015. The order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

**KIMBERLY F. DUGUAY for DOUGLAS C. TATNER** Submitted

**NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK** Submitted

583.0  
KA 15-00533

**PEOPLE**  
V  
**BERNARD ROBERSON**

Appeal from a judgment of Supreme Court, Erie County (Christopher J. Burns, J.), rendered February 24, 2015. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

**ALAN WILLIAMS for BERNARD ROBERSON** Submitted

**DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK** Submitted

584.0  
KA 16-00350

**PEOPLE**  
V  
**KASIM SAKINOVIC**

Appeal from a judgment of the Herkimer County Court (John H. Crandall, J.), rendered December 16, 2014. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.

**JOHN J. RASPANTE for KASIM SAKINOVIC** Submitted

**JACQUELYN M. ASNOE for THE PEOPLE OF THE STATE OF NEW YORK** Submitted

585.0  
KA 11-02607

**PEOPLE**  
V  
**LAWRENCE GAINES**

Appeal from a judgment of the Supreme Court, Monroe County (Daniel J. Doyle, J.), rendered October 17, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

ERIC M. DOLAN for LAWRENCE GAINES

Submitted

STEPHEN X. O'BRIEN for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

586.0  
KA 12-01912

PEOPLE  
V  
ROBERT G. GILL

Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered August 2, 2012. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree.

KIMBERLY J. CZAPRANSKI for ROBERT G. GILL

Submitted

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

587.0  
KA 14-00060

PEOPLE  
V  
STEPHEN C. DAGGETT

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered October 30, 2013. The judgment convicted the defendant, upon a jury verdict, of assault in the second degree

DANIELLE WILD for STEPHEN C. DAGGETT

10 minutes

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

588.0  
KA 15-01221

PEOPLE  
V  
JASON WILLIAMS

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered May 27, 2015. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree (four counts) and grand larceny in the fourth degree.

ROBERT L. KEMP for JASON WILLIAMS

10 minutes

DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

589.0  
KA 13-00892

PEOPLE  
V  
AGAPE A. TOWNS

Appeal from a judgment of the Monroe County Court (John L. DeMarco, D.), rendered January 16, 2013. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree (two counts).

DIANNE C. RUSSELL for AGAPE A. TOWNS

10 minutes

LEAH MERIVNE for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

590.0  
KA 15-00658

PEOPLE  
V  
AAMONI ROUSE

Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered March 10, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

PETER J. PULLANO for AAMONI ROUSE

10 minutes

LEAH R. MERVINE for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

591.0  
CA 16-02047

**KRISTY CARPENTER**

**V**

**PATRICK T. STEADMAN**

Appeal from an order of the Supreme Court, Erie county (Catherine Nugent Panepinto, J.), entered August 18, 2016. The order denied the motion of defendants for summary judgment.

MATTHEW D. PFALZER for PATRICK T. STEADMAN

15 minutes

RICHARD A. NICOTRA for KRISTY CARPENTER

10 minutes

592.0  
CA 16-01463

**IN THE MATTER OF**

**SETTLED**

**TOWN OF GREECE**

**(GREECE GOLD BADGE CLUB)**

Appeal from an order and judgment of the Supreme Court, Monroe County (Renee Forgens Minarek, A.J.), entered May 23, 2016. The order and judgment denied the petition to stay arbitration.

KYLE W. STURGESS for TOWN OF GREECE

JONATHAN G. JOHNSEN for GREECE GOLD BADGE CLUB

593.0  
CA 16-01777

**JUSTIN COFFEE**

**SETTLED**

**V**

**TANK INDUSTRY CONSULTANTS, INC.**

Appeal from an order of the Supreme Court, Onondaga County (Donald A. Greenwood, J.), entered April 26, 2016. The order denied the motion of plaintiff to compel disclosure and granted the cross motion of third-party defendant for a protective order.

STEPHANIE VISCELLI for JUSTIN COFFEE

BRADY O'MALLEY for CDK INDUSTRIES, INC.

KEVIN PATRICK RYAN for WORLDWIDE INDUSTRIES CORP.

594.0  
CA 16-01709

**BARBARA DIVENS**

**V**

**FINGER LAKES GAMING AND RACING**

Appeals from an order of the Supreme Court, Steuben County (Marianne Furfure, A.J.), entered December 2, 2015. The order denied the motion of Ramsey Constructors, Inc., to strike the note of issue and to compel discovery and denied the cross motions of defendants for summary judgment.

SHANNON R. BECKER for FINGER LAKES GAMING & RACING

10 minutes

BRIAN P. MINEHAN for RAMSEY CONSTRUCTORS, INC.

10 minutes

MARK P. HUTCHISON for BARBARA DIVENS

10 minutes

595.0  
CA 16-02026

**IN THE MATTER OF  
LAWRENCE GOODYEAR**

Appeal from an order of the Surrogate's Court, Erie County (Barbara Howe, S.), entered August 2, 2016. The order, among other things, denied respondents' motion to dismiss the proceeding.

ANDREW P. ZAPPIA for SWEPI, LP 15 minutes

DAVID G. OBERDICK for FREDERICK J. YOUNG 15 minutes

KEVIN M. KEARNEY for DANIEL M. GOODYEAR 15 minutes

596.0  
CA 16-01967

**RONALD HANSFORD  
V  
MICHAEL WELLSBY**

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered February 26, 2016. The order denied the motion of plaintiff for summary judgment.

RICHARD E. UPDEGROVE for RONALD HANSFORD 15 minutes

ANDREW D. DRILLING for MICHAEL WELLSBY 10 minutes

597.0  
CA 16-01898

**HILLCREST COATINGS, INC.  
V  
COLONY INSURANCE COMPANY**

Appeal from an order and judgment of the Supreme Court, Wyoming County (Deborah A. Chimes, J.), entered July 20, 2016. The order and judgment, inter alia, declared that defendant is obligated to provide a defense to plaintiffs in underlying litigation.

WILLIAM F. STEWART for COLONY INSURANCE COMPANY 15 minutes

ROBERT EDWARD KNOER for HILLCREST COATINGS, INC. 10 minutes

598.0  
CA 15-01383

**MARILYN RODRIGUES  
V  
ROBERT LESSER**

Appeal from a decision and order of the Supreme Court, Oneida County (Patrick F. Macrae, J.), entered May 7, 2015. The decision and order, insofar as appealed from, granted the motion of defendant Mario Bevivino and Antonia Bevivino for reargument and, upon reargument, granted those defendants summary judgment for the period of August 1992 through September 15, 1992.

MO J. ATHARI for MARILYN RODRIGUES 10 minutes

MARC J. KAIM for MARIO BEVIVINO 10 minutes

599.0  
CA 16-01682

**REHAB RESOURCES FOR PHYSICAL THERAPY  
V  
TENDER TOUCH REHAB SERVICES, LLC**

Appeal from a decision and order of the Supreme Court, Onondaga County (Walter Hafner, Jr., A.J.), entered November 23, 2015. The decision and order denied the motion of defendants Tender Touch Rehab Services, LLC, et al., to dismiss the complaint.

ELANA BEN-DOV for TENDER TOUCH REHAB SERVICES, LLC 15 minutes

**W. BRADLEY HUNT for REHAB RESOURCES FOR PHYSICAL THERAPY 15 minutes**

**600.0  
CA 16-01331**

**JOSEPH SKITZKI  
V  
MELISSA NEAL**

**Appeal from an order of the Supreme Court, Erie County (Dennis E. Ward, J.), entered November 20, 2015. The order, insofar as appealed from, granted plaintiff exclusive use and occupancy of real property located at 766 Auburn Avenue, Buffalo, directed the parties to divide the household furnishings at 766 Auburn Avenue and adjourned the cross motion of defendant for financial relief.**

**MELISSA NEAL for HERSELF 5 minutes**

**KELLY A. FERON for JOSEPH SKITZKI 15 minutes**

**KELLY LINN BALL, ATTORNEY FOR CHILD 5 minutes**

**601.0  
CA 16-01360**

**PATRICIA YOUNG-SZLAPAK  
V  
MARK YOUNG**

**Appeal from an order of the Supreme Court, Erie County (Catherine Nugent Panepinto, J.), entered April 27, 2016. The order granted the motion of defendants for summary judgment dismissing the complaint and denied the cross motion of plaintiff for summary judgment.**

**MICHAEL FRANCIS BARRETT for PATRICIA YOUNG-SZLAPAK 10 minutes**

**ROBERT EDWARD KNOER for MARK YOUNG 10 minutes**