

DAY CALENDAR
Thursday, April 5, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

500.0
TP 17-01902

PATRICK PUGH
V
ANTHONY ANNUCCI

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by order of the Supreme Court, Erie County [M. William Boller, J.], entered October 27, 2017) to review a determination of respondent. The determination found after Tier III hearing that petitioner had violated various inmate rules.

PATRICK PUGH for HIMSELF Submitted

ERIC T. SCHNEIDERMAN for ANTHONY ANNUCCI Submitted

502.0
KA 16-00920

PEOPLE
V
CHARLES DIMON

Appeal from a judgment of the Onondaga County Court (James H. Cecile, J.), rendered January 6, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree.

SARA A. GOLDFARB for CHARLES DIMON Submitted

JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK Submitted

503.0
KA 17-00736

PEOPLE
V
JONATHAN S. FREY

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered November 30, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal sexual act in the third degree.

THERESA L. PREZIOSO for JONATHAN S. FREY Submitted

THOMAS H. BRANDT for PEOPLE OF THE STATE OF NEW YORK Submitted

504.0
KA 15-00704

PEOPLE
V
TRIMAINE D. WILSON

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered February 4, 2015. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree

JAMES A. HOBBS for TRIMAINE D. WILSON 5 minutes

DANIEL GROSS for PEOPLE OF THE STATE OF NEW YORK 5 minutes

505.0
KA 16-02285

PEOPLE
V
KENNETH WILLIAMS

Appeal from a judgment of the Supreme Court, Erie County (Deborah A. Haendiges, J.), rendered December 8, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree (two counts).

	DAVID J. PAJAK for KENNETH WILLIAMS	Submitted
	MATTHEW B. POWERS for PEOPLE OF THE STATE OF NEW YORK	5 minutes
506.0 KA 16-00133	PEOPLE V SIR RAVEN RODGERS	
	Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered December 22, 2015. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree.	
	KATHRYN B. FRIEDMAN for SIR RAVEN RODGERS	Submitted
	ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK	Submitted
507.0 CAF 16-01562	JENNIFER WINDSPIRIT V CARMEN A. CORNELL	
	Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered August 25, 2016 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition without prejudice.	
	JOHN A. CIRANDO for JENNIFER WINDSPIRIT	10 minutes
	HEIDI SUE CONNOLLY for CARMEN A. CORNELL	10 minutes
	SUSAN B. MARRIS, ATTORNEY FOR CHILD	5 minutes
508.0 CAF 17-02050	JASON M. GRATTON V KATHERINE C. GRATTON	
	Appeal from a decision and order of the Family Court, Wayne County (Richard M. Healy, J.), dated March 24, 2017, in a proceeding pursuant to Family Court Act article 4. The decision and order affirmed the determination of the Support Magistrate.	
	GARY MULDOON for JASON M. GRATTON	5 minutes
	LEAH CINTINEO for KATHERINE C. GRATTON	5 minutes
509.0 CAF 17-00923	CARLA A. MILLER V LAWRENCE C. MILLER	
	Appeal from an order of the Family Court, Allegany County (Thomas P. Brown, J.), entered March 21, 2017, in a proceeding pursuant to Family Court Act article 6. The order did not grant the petition for a change of custody.	
	MARK C. DAVISON for CARLA A. MILLER	Submitted
	JOSEPH P. MILLER for LAWRENCE C. MILLER	Submitted
	CAROLYN KELLOGG-JONAS, ATTORNEY FOR CHILD	Submitted
510.0 CAF 17-01996	MICHELLE L. BASS V JUSTIN S. BASS	

Appeals from a corrected judgment of the Family Court, Herkimer County (John J. Brennan, J.), entered August 9, 2017 in a proceeding pursuant to Family Court Act article 6. The corrected judgment, among other things, ordered that Michelle Bass have sole physical custody of one of the subject children.

MICHELLE K. FASSETT for JUSTIN S. BASS 10 minutes

RICHARD A. COHEN for MICHELLE L. BASS 10 minutes

LUCILLE M. RIGNANESE, ATTORNEY FOR CHILD 10 minutes

PETER J. DIGIORGIO, JR., ATTORNEY FOR CHILD 5 minutes

511.0
CAF 17-02015

MICHELLE L. BASS
V
JUSTIN S. BASS

Appeals from a judgment of the Family Court, Herkimer County (John J. Brennan, J.), entered July 27, 2017 in a proceeding pursuant to Family Court Act article 6. The judgment, among other things, ordered that Michelle Bass have sole physical custody of one of the subject children.

MICHELLE K. FASSETT for JUSTIN S. BASS Submitted

RICHARD A. COHEN for MICHELLE L. BASS Submitted

LUCILLE M. RIGNANESE, ATTORNEY FOR CHILD Submitted

PETER J. DIGIORGIO, JR., ATTORNEY FOR CHILD Submitted

512.0
CAF 17-00252

In the Matter of
AMOLLYAH B.

Appeal from an order of the Family Court Jefferson County (Eugene J. Langone, Jr., J.), entered January 4, 2017, in a proceeding pursuant to Family Court Act article 10. The order, inter alia, determined that respondent had neglected the subject children.

KATHRYN B. FRIEDMAN for TIFFANY R. Submitted

ARTHUR C. STEVER, IV, for JEFFERSON COUNTY D.S.S. 10 minutes

CARRIE M. MASON, ATTORNEY FOR CHILD Submitted

MELISSA L. KOFFS, ATTORNEY FOR CHILD Submitted

513.0
CAF 16-01563

DANIEL F. WINDSPIRIT
V
JENNIFER A. WINDSPIRIT

Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered August 25, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, granted petitioner permission to relocate with the subject children to the State of Florida.

JOHN A. CIRANDO for JENNIFER A. WINDSPIRIT 10 minutes

DANIEL F. WINDSPIRIT for HIMSELF Submitted

COURTNEY S. RADICK, ATTORNEY FOR CHILD 5 minutes

514.0
CAF 16-01564

JENNIFER A. WINDSPIRIT
V
DANIEL F. WINDSPIRIT

Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered August 25, 2016 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition without prejudice.

JOHN A. CIRANDO for JENNIFER A. WINDSPIRIT

Submitted

DANIEL F. WINDSPIRIT for HIMSELF

Submitted

COURTNEY S. RADICK, ATTORNEY FOR CHILD

5 minutes

515.0
CAF 16-01692

DANIEL F. WINDSPIRIT

V

JENNIFER A. WINDSPIRIT

Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered September 13, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, granted petitioner permission to relocate with the subject children to the State of Florida.

JOHN A. CIRANDO for JENNIFER A. WINDSPIRIT

Submitted

DANIEL F. WINDSPIRIT for HIMSELF

Submitted

COURTNEY S. RADICK, ATTORNEY FOR CHILD

5 minutes

516.0
CA 17-01874

WILMINGTON SAVINGS FUND SOCIETY

V

UNKNOWN HEIRS AT LAW OF DANNY HIGDON

Appeal from an order of the Supreme Court, Oneida County (Patrick F. MacRae, J.), entered December 27, 2016. The order dismissed the action with prejudice.

JORDAN J. MANFRO for WILMINGTON SAVINGS FUND SOCIETY

15 minutes

SCOTT BIELICKI for UNKNOWN HEIRS AT LAW OF DANNY HIGDON

5 minutes

517.0
CA 17-02018

CORTNEY WOJTALEWSKI

V

CENTRAL SQUARE CENTRAL SCHOOL DISTRICT

Appeal from a judgment of the Supreme Court, Oswego County (Norman W. Seiter, Jr., J.), entered July 3, 2017. The judgment, in favor of defendant and against plaintiffs, awarded defendant costs and disbursements in the amount of \$1060.00.

MICHAEL STEINBERG for CORTNEY WOJTALEWSKI

10 minutes

MARK J. HALPIN for CENTRAL SQUARE CENTRAL SCHOOL DISTRICT

10 minutes

518.0
CA 17-02034

THOMAS TORNATORE

V

JEAN COHEN, D.C.

Appeal from a judgment of the Supreme Court, Onondaga County (Anthony J. Paris, J.), entered February 3, 2017. The judgment awarded plaintiff money damages upon a jury verdict.

MARCI D. MITKOFF for JEAN COHEN, D.C.

15 minutes

CHARLES L. FALGIATANO for THOMAS TORNATORE

15 minutes

519.0
CA 17-01685

GARY STIEGMAN
V
THE BARDEN & ROBESON CORPORATION

Appeal and cross appeals from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered December 13, 2016. The order, insofar as appealed from, denied plaintiff's motion for summary judgment and denied in part the cross motions of defendants The Barden & Robeson Corporation and B&H Carpentry seeking summary judgment.

BRIAN R. HOGAN for GARY STIEGMAN 15 minutes

THOMAS P. CUNNINGHAM for THE BARDEN & ROBESON CORPORATION 15 minutes

JEFFREY P. DIPALMA for B&H CARPENTRY 15 minutes

520.0
CA 17-01805

GARY STIEGMAN
V
THE BARDEN & ROBESON CORPORATION

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered July 25, 2017. The order granted plaintiff's motion for reargument and upon reargument adjudged that a question of fact exists for jury determination concerning whether the subject stairs were temporary or permanent.

BRIAN R. HOGAN for GARY STIEGMAN Submitted

THOMAS P. CUNNINGHAM for THE BARDEN & ROBESON CORPORATION Submitted

JEFFREY P. DIPALMA for B&H CARPENTRY Submitted

521.0
CA 17-02093

ANDREW G. VANDEE
V
SUIT-KOTE CORPORATION

Appeal and cross appeal from an order of the Supreme Court, Onondaga County (James P. Murphy, J.), entered February 10, 2017. The order denied the motion of plaintiffs for class certification, granted the cross motion of defendant for denial of plaintiffs' putative class action and denied the cross motion of defendant for summary judgment dismissing the complaint.

RYAN FINN for ANDREW G. VANDEE 10 minutes

BRIAN J. BUTLER for SUIT-KOTE CORPORATION 15 minutes

522.0
CA 17-02074

WILMINGTON SAVINGS FUND SOCIETY
V
KATHY L. BRUNNER

Appeal from an order of the Supreme Court, Erie County (Frederick J. Marshall, J.), entered June 21, 2017. The order, among other things, granted plaintiff's motion for summary judgment.

KEISHA WILLIAMS for KATHY L. BRUNNER 10 minutes

GLENN PATRICK WARMUTH for WILMINGTON SAVINGS FUND SOCIETY 15 minutes