

DAY CALENDAR
Tuesday, March 31, 2020 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

399.0
KA 19-00884

PEOPLE
V
TAYLOR I. BECKSTEAD

Appeal from a judgment of the Jefferson County Court (Kim H Martusewicz, J.), rendered December 12, 2018. The judgment convicted defendant, upon her plea of guilty, of burglary in the first degree.

CAITLIN M. CONNELLY for TAYLOR I. BECKSTEAD **Submitted**

KRISTYNA S. MILLS for THE PEOPLE OF THE STATE OF NEW YORK **Submitted**

400.0
KA 16-02127

PEOPLE
V
CHARLENE M. MESS

Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered June 23, 2016. The judgment convicted defendant, upon her plea of guilty, of manslaughter in the first degree.

ADAM W. KOCH for CHARLENE M. MESS **Submitted**

WENDY LEHMAN for THE PEOPLE OF THE STATE OF NEW YORK **Submitted**

401.0
KA 16-01474

PEOPLE
V
JOHNNELL N. WEBB

Appeal from a judgment of the Monroe County Court (Thomas R., Morse, A.J.), rendered July 12, 2016. The judgment convicted defendant, upon his plea of guilty, of rape in the second degree.

JANET C. SOMES for JOHNNELL N. WEBB **Submitted**

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

402.0
KA 18-01048

PEOPLE
V
RUSSELL ADAMS

Appeal from a judgment of the Supreme Court, Erie County (Russell P. Buscaglia, J.), rendered September 5, 2017. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

BARBARA J. DAVIES for RUSSELL ADAMS **Submitted**

DANIEL J. PUNCH for THE PEOPLE OF THE STATE OF NEW YORK **Submitted**

403.0
KA 19-02061

PEOPLE
V
DUSTYN LIEPKE

Appeal from a judgment of the Onondaga County Court (Stephen J. Dougherty, J.), rendered July 17, 2017. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the second degree.

JOHN A. CIRANDO for DUSTYN LIEPKE **10 minutes**

DARIENN P. BALIN for THE PEOPLE OF THE STATE OF NEW YORK **10 minutes**

404.0 KA 16-01831	<p>PEOPLE V TASHJ Y. SIMPSON</p> <p>Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered December 21, 2015. The judgment convicted defendant, upon a non-jury verdict of robbery in the second degree</p> <p>BENJAMIN L. NELSON for TASHJ Y. SIMPSON</p> <p>SCOTT MYLES for THE PEOPLE OF THE STATE OF NEW YORK</p>	5 minutes Submitted
405.0 KA 16-01503	<p>PEOPLE V OLASUNKANMI S. ADEJUMO</p> <p>Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered July 21, 2016. The judgment convicted defendant, upon a plea of guilty, of attempted criminal possession of a forged instrument in the second degree.</p> <p>ALAN WILLIAMS for OLASUNKANMI S. ADEJUMO</p> <p>DANIEL J. PUNCH for THE PEOPLE OF THE STATE OF NEW YORK</p>	5 minutes 5 minutes
406.0 KA 18-00871	<p>PEOPLE V JAMES FENTON</p> <p>Appeal from a judgment of the Yates County Court (Jason L. Cook, J.), rendered February 15, 2018. The judgment convicted defendant, upon a jury verdict, of criminal sale of a controlled substance in the third degree and criminal possession of a controlled substance in the third degree.</p> <p>JOHN A. CIRANDO for JAMES FENTON</p> <p>R. MICHAEL TANTILLO for THE PEOPLE OF THE STATE OF NEW YORK</p>	15 minutes 10 minutes
407.0 CAF 19-00790	<p>In the Matter of NAJUAN W.</p> <p>Appeal from an order of the Family Court, Jefferson County (Eugene J. Langone, Jr., J.), entered April 19, 2019, in a proceeding pursuant to Social Services Law § 384-b. The order, insofar as appealed from, determined that respondent had abandoned the subject child.</p> <p>LYNNE MARIE BLANK for STEPHON W.</p> <p>MICHAEL WERNER for JEFFERSON COUNTY DSS</p> <p>JUSTIN F. BROTHERTON, ATTORNEY FOR THE CHILD</p>	Submitted Submitted Submitted
408.0 CAF 19-00860	<p>In the Matter of NAJUAN W.</p> <p>Appeal from an order of the Family Court, Jefferson County (Eugene J. Langone, Jr., J.), entered April 26, 2019, in a proceeding pursuant to Social Services Law § 384-b. The order terminated the parental rights of respondent.</p> <p>LYNNE MARIE BLANK for STEPHON W.</p> <p>MICHAEL WERNER for JEFFERSON COUNTY DSS</p> <p>JUSTIN F. BROTHERTON, ATTORNEY FOR THE CHILD</p>	Submitted Submitted Submitted

409.0 CAF 18-02176	In the Matter of MARIA M.	
	<p>Appeal from an order of the Family Court, Erie County (Margaret O. Szczur, J.), entered November 1, 2018, in a proceeding pursuant to Social Services Law §384-b. The order terminated the parental rights of respondent.</p>	
	CHARLES J. GREENBERG for KRISTIN M.	5 minutes
	NATALIE MUNOZ STUTZ for ERIE COUNTY DSS	10 minutes
	JESSICA L. VESPER, ATTORNEY FOR THE CHILD	10 minutes
410.0 CAF 18-02267	In the Matter of MARIA M.	
	<p>Appeal from an order of the Family Court, Erie County (Margaret O. Szczur, J.), entered November 16, 2018, in a proceeding pursuant to Social Services Law §384-b. The order terminated the parental rights of respondent.</p>	
	CHARLES J. GREENBERG for KRISTIN M.	Submitted
	NATALIE MUNOZ STUTZ for ERIE COUNTY DSS	Submitted
	JESSICA L. VESPER, ATTORNEY FOR THE CHILD	Submitted
411.0 CAF 19-00538	AARON E. ALWARDT V ERIN L. CONNOLLY	
	<p>Appeal and cross-appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered February 27, 2019 in a proceeding pursuant to Family Court Act article 6. The order, among other things, adjudged that the subject child shall reside primarily with respondent.</p>	
	MARY SPEEDY HAJDU for AARON E. ALWARDT	10 minutes
	BRIDGET L. FIELD for ERIN L. CONNOLLY	5 minutes
	DAVID J. PAJAK, ATTORNEY FOR THE CHILD	5 minutes
412.0 CA 19-01975	JAMES STOCK, JR. V AIR & LIQUID SYSTEMS CORP.	
	<p>Appeal and cross appeal from a decision and order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered April 25, 2019. The decision and order denied the motion of defendant Jenkins Bros. to set aside the verdict and dismiss the complaint and denied the motion of plaintiff for an award of damages for loss of future household services.</p>	
	JEFFREY C. FEGAN for JENKINS BROS.	15 minutes
	SETH A. DYMOND for JAMES STOCK, JR.	15 minutes
413.0 CA 19-02179	MARC MCSWEENEY V NORFOLK SOUTHERN RAILWAY COMPANY	
	<p>Appeal from an order of the Supreme Court, Erie County (Tracy A. Bannister, J.) entered May 1, 2019. The order, among other things, granted in part plaintiff's motion for summary judgment against defendant Norfolk Southern Railway Company.</p>	

	DAVID E. LEACH for NORFOLK SOUTHERN RAILWAY COMPANY	15 minutes
	ALAN D. VOOS for MARC MCSWEENEY	10 minutes
414.0 CA 19-02057	DEEPIKA REDDY V GILLES R.R. ABITBOL	
	Appeal from a decision and order of the Supreme Court, Onondaga County (Gregory Gilbert, J.), entered June 24, 2019. The decision and order denied the motion of plaintiff to vacate an order dated December 7, 2018.	
	DEEPIKA REDDY for HERSELF	30 minutes
	GILLES R.R. ABITBOL for HIMSELF	Submitted
415.0 CA 16-02217	NORA ALMONTASER V ROSWELL PARK CANCER INSTITUTE CORP.	
	Appeal from an order of the Court of Claims (Renee Forgensi Minarik, J.), entered July 25, 2016. The order granted defendant's motion to compel claimants to produce less restrictive HIPPA compliant authorizations and a supplemental bill of particulars.	
	PHILIPP LEE RIMMLER for NORA ALMONTASER	10 minutes
	MICHAEL J. WILLETT for ROSWELL PARK CANCER INSTITUTE CORP.	15 minutes
416.0 CA 19-01098	JULIE RITCHIE V BRIAN RITCHIE	
	Appeal from an order of the Supreme Court, Monroe County (Richard A. Dollinger, A.J.), entered May 16, 2019. The order, among other things, denied plaintiff's application for an order of protection, vacated an order of protection issued by the Monroe County Family Court on or about April 22, 2019, and suspended plaintiff's custody rights with respect to her two children.	
	GARY MULDOON for JULIE RITCHIE	15 minutes
	MICHAEL D. SCHMITT for BRIAN RITCHIE	Submitted
	PAUL B. WATKINS , ATTORNEY FOR THE CHILD	5 minutes
417.0 CA 19-01852	BRENDA C. MORRIS-WILTON V EUPHORIA SALON & SPA	
	Appeal from an order of the Supreme Court, Erie County (Diane Devlin, J.), entered June 26, 2019. The order, among other things, granted plaintiff's cross-motion for partial summary judgment to the extent that it sought a judgment on liability.	
	THEODORE M. BAUM for BECKER ENTERPRISES, INC.	15 minutes
	STEPHEN BOYD for BRENDA C. MORRIS-WILTON	15 minutes
418.0 CA 19-01790	BRYAN MERRY V FRANK J. EDWARDS, M.D.	

Appeal and cross appeal from a decision and order of the Supreme Court, Allegany County (Thomas P. Brown, A.J.), entered February 8, 2019. The decision and order, inter alia, denied the motion of plaintiff for summary judgment.

RICHARD P. VALENTINE for BRYAN MERRY

15 minutes

MARYLOU K. ROSHIA for ALICIA S. CALAGIOVANNI

15 minutes

419.0
CA 19-00964

DAWN AYERS

V

PIONEER CENTRAL SCHOOL DISTRICT

Appeal from an order of the Supreme Court, Cattaraugus County (Jeremiah J. Moriarty III, J.), entered October 11, 2018. The order, insofar as appealed from, granted defendants' motion for summary judgment dismissing plaintiff's complaint.

ANNE BELTZ RIMMLER for DAWN AYERS

15 minutes

MARINA A. MURRAY for PIONEER CENTRAL SCHOOL DISTRICT

15 minutes

420.0
CA 19-00534

JUDITH L. BAUER

V

COUNTY OF ERIE

Appeal from an order of the Supreme Court, Erie County (Emilio Colaiacovo, J.), entered February 13, 2019. The order granted the motion of defendants Town of Cheektowaga and Cheektowaga Police Department for summary judgment.

RYAN C. JOHNSEN for JUDITH L. BAUER

15 minutes

MARYLOU K. ROSHIA for TOWN OF CHEEKTOWAGA

15 minutes