

**DAY CALENDAR**  
**Wednesday, March 1, 2017 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

303.0  
CA 16-01457

**MAA-SHARDA, INC.**  
**V**  
**FIRST CITIZENS BANK & TRUST CO.**

Appeal from an order of the Supreme Court, Ontario County (Matthew A. Rosenbuam, J.), entered November 17, 2015. The order, inter alia, granted the motions of defendants to dismiss the amended complaint and dismissed the amended complaint.

ROBERT J. LUNN for MAA-SHARDA, INC. 10 minutes

MEGHAN K. MCGUIRE for FIRST CITIZENS BANK & TRUST CO. 10 minutes

JOHN C. NUTTER for INDUS PVR, LLC 15 minutes

287.0  
TP 16-01409

**STANLEY L. HOWARD**  
**V**  
**ANTHONY 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, Wyoming County [Michael M. Mohun, A.J.], entered August 16, 2016) to review a determination of respondent. The determination found after a Tier III hearing that petitioner violated various inmate rules.

NORMAN P. EFFMAN for STANLEY L. HOWARD Submitted

ERIC T. SCHNEIDERMAN for ANTHONY ANNUCCI Submitted

288.0  
KA 15-02153

**PEOPLE**  
**V**  
**ADAM J. SEABOLT**

Appeal from a decision and order of the Monroe County Court (Christopher S. Ciaccio, J.), entered November 24, 2015. The decision and order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for ADAM J. SEABOLT Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

289.0  
KA 15-00253

**PEOPLE**  
**V**  
**STEPHEN W. MILES**

Appeal from a judgment of the Orleans County Court (James J. Punch, J.), rendered December 22, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the fifth degree.

TIMOTHY P. MURPHY for STEPHEN W. MILES Submitted

KATHERINE K. BOGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

290.0  
KA 14-01913

PEOPLE  
V  
ERICA P. RECORD

Appeal from a judgment of the Ontario County Court (Frederick G. Reed, J.), rendered February 7, 2014. The judgment convicted defendant, upon her plea of guilty, of burglary in the second degree and petit larceny.

CARA A. WALDMAN for ERICA P. RECORD

Submitted

JEFFREY R. FRIESEN for PEOPLE OF THE STATE OF NEW YORK

Submitted

291.0  
KA 14-01831

PEOPLE  
V  
JESSE K. COLEY

Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.), rendered August 28, 2014. The judgment convicted defendant, upon a jury verdict, of burglary in the second degree.

WILLIAM G. PIXLEY for JESSE K. COLEY

10 minutes

SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK

10 minutes

292.0  
KA 16-01381

PEOPLE  
V  
CHARLES J. TAN

Appeal from an oral decision of the Monroe County Court (James J. Piampiano, J.), rendered November 5, 2015. The oral decision granted the application for a trial order of dismissal.

KELLY CHRISTINE WOLFORD for PEOPLE OF THE STATE OF NEW YORK

15 minutes

BRIAN C. DECAROLIS for CHARLES J. TAN

10 minutes

293.0  
KA 15-01839

PEOPLE  
V  
KATHLEEN M. PRITCHARD

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered September 9, 2015. The judgment convicted defendant, upon a jury verdict, of burglary in the first degree

ANJAN K. GANGULY for KATHLEEN M. PRITCHARD

15 minutes

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

15 minutes

294.0  
KA 14-01615

PEOPLE  
V  
FREDDIE JACKSON

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered May 15, 2014. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the third degree, assault in the second degree and criminal contempt in the second degree.

SARA A. GOLDFARB for FREDDIE JACKSON

10 minutes

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

10 minutes

295.0  
KA 13-00427

PEOPLE  
V  
WILLIE J. HUITT

Appeal from a judgment of the Monroe County Court (James P. Piampiano, J.), rendered February 13, 2014. The judgment convicted defendant, upon a jury verdict, of assault in the first degree and criminal possession of a weapon in the second degree (two counts).

BRIDGET L. FIELD for WILLIE J. HUITT 10 minutes

DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK 10 minutes

296.0  
KA 14-00246

PEOPLE  
V  
HERBERT FARLEY

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered January 22, 2014. The judgment convicted defendant, upon a jury verdict, of assault in the first degree.

WILLIAM CLAUSS for HERBERT FARLEY 10 minutes

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK 10 minutes

297.0  
KA 16-01433

PEOPLE  
V  
MICHAEL DEITZ

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered January 25, 2016. The judgment convicted defendant, upon his plea of guilty, of predatory sexual assault against a child.

BRUCE R. BRYAN for MICHAEL DEITZ 10 minutes

JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK 10 minutes

298.0  
CA 16-01126

RICHARD COOPER SETTLED  
V  
BENAKA, INC.

Appeal from an order of the Supreme Court, Monroe County (Debra A. Martin, A.J.), entered March 24, 2016. The order, insofar as appealed from, granted the motion of plaintiffs for partial summary judgment on liability pursuant to Labor Law § 240 (1).

L. DAMIEN COSTANZA for BENAKA, INC.

DONALD A. WHITE for RICHARD COOPER

299.0  
CA 16-01520

DAVID H. PEELLE  
V  
TOWN OF IRONDEQUOIT

Appeal from an amended decision and order of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered December 1, 2015. The amended decision and order, inter alia, denied in part the motion of plaintiffs to amend their complaint.

BRIDGET A. O'TOOLE for DAVID H. PEELLE 10 minutes

DAVID F. BOWEN for TOWN OF IRONDEQUOIT 10 minutes

300.0  
CA 16-01312

B. THOMAS GOLISANO  
V  
VITTOCH INTERIORS LTD.

Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered May 9, 2016. The order denied defendants' motion for summary judgment dismissing plaintiff's complaint.

DAVID A. ROTHENBERG for VITTOCH INTERIORS LTD.

15 minutes

GLENN E. PEZZULO for B. THOMAS GOLISANO

15 minutes

302.0  
CA 16-01473

THOMAS E. PIEKUNKA

V

C. ROBERT STRAUBING

Appeal from a decision and order of the Supreme Court, Wayne County (Dennis M. Kehoe, A.J.), entered January 8, 2016. The decision and order denied in part the motion of plaintiffs for summary judgment.

MICHAEL J. WEGMAN for THOMAS E. PIEKUNKA

10 minutes

JOHN L. BULGER for C. ROBERT STRAUBING

10 minutes

304.0  
CA 16-01557

ANNE-MARIE RUSSO

V

DENNIS B. PEARSON

Appeal from an order of the Supreme Court, Onondaga County (Donald A. Greenwood, J.), entered May 27, 2016. The order denied plaintiff's motion for summary judgment on the issues of negligence and serious injury.

ROBERT A. QUATTROCCI for ANNE-MARIE RUSSO

10 minutes

MATTHEW J. LARKIN for DENNIS B. PEARSON

10 minutes

305.0  
CA 16-01218

CLAIRE MCCORMACK

V

UNIVERSITY OF ROCHESTER

Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), rendered October 27, 2015. The order denied the motion of defendants Westfall Cardiology, LLC, and Adel B. Soliman, M.D., for summary judgment.

KATHLEEN B. BENESH for UNIVERSITY OF ROCHESTER

10 minutes

JEFFREY S. ALBANESE for WESTFALL CARDIOLOGY, LLP

10 minutes

DOMINIC PELLEGRINO for CLAIRE MCCORMACK

10 minutes

306.0  
CA 16-01219

CLAIRE MCCORMACK

V

UNIVERSITY OF ROCHESTER

Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), rendered October 27, 2015. The order denied the motion of defendant University of Rochester for summary judgment.

KATHLEEN B. BENESH for UNIVERSITY OF ROCHESTER

Submitted

JEFFREY S. ALBANESE for WESTFALL CARDIOLOGY, LLP

Submitted

DOMINIC PELLEGRINO for CLAIRE MCCORMACK

Submitted

307.0  
CA 16-00939

MATTER OF ESTATE OF

ANTHONY J. THOMAS

Appeal from an order of the Surrogate's Court, Monroe County (John M. Owens, S.), entered March 4, 2016. The order, among other things, granted respondent's motion for partial summary judgment.

EDWARD C. RADIN for JOSEPH M. THOMAS

10 minutes

ANTHONY J. ADAMS, JR., for TOM J. THOMAS

15 minutes

308.0  
CA 16-00940

**MATTER OF ESTATE OF  
ANTHONY J. THOMAS**

Appeal from an order of the Surrogate's Court, Monroe County (John M. Owens, S.), entered March 25, 2016. The order, among other things, denied and dismissed the original petition, the supplemental petition and the fee petition.

EDWARD C. RADIN for JOSEPH M. THOMAS

Submitted

ANTHONY J. ADAMS, JR., for TOM J. THOMAS

Submitted