

DAY CALENDAR
Wednesday, February 20, 2019 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

224.0
KA 16-01482

PEOPLE
V
ANTHONY HOPPER

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered June 22, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

PHILIP ROTHSCHILD for ANTHONY HOPPER Submitted

KENNETH TYLER, JR., for THE PEOPLE OF THE STATE OF NEW YORK Submitted

225.0
KA 18-00387

PEOPLE
V
WILLIAM R. OLIVER

Appeal from a judgment of the Cayuga County Court (Thomas G. Leone, J.), rendered October 5, 2017. The judgment convicted defendant, upon his plea of guilty, of welfare fraud in the third degree.

DAVID P. ELKOVITCH for WILLIAM R. OLIVER Submitted

CHRISTOPHER T. VALDINA for THE PEOPLE OF THE STATE OF NEW YORK Submitted

226.0
KA 17-00863

PEOPLE
V
JEREMY L. SOUTAR

Appeal from a judgment of the Cayuga County Court (Thomas G. Leone, J.), rendered January 29, 2015. The judgment convicted defendant, upon his plea of guilty, of course of sexual conduct against a child in the first degree.

CHARLES A. MARANGOLA for JEREMY L. SOUTAR Submitted

CHRISTOPHER T. VALDINA for THE PEOPLE OF THE STATE OF NEW YORK Submitted

227.0
KA 17-01634

PEOPLE
V
KOLTON F. COTTER

Appeal from a judgment of the Genesee County Court (Charles N. Zambito, J.), rendered July 7, 2017. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.

CAITLIN M. CONNELLY for KOLTON F. COTTER Submitted

SHIRLEY A. GORMAN for THE PEOPLE OF THE STATE OF NEW YORK Submitted

228.0
KA 16-01271

PEOPLE
V
TYLER CHURCH

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered June 22, 2016. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

KRISTEN MCDERMOTT for TYLER CHURCH Submitted

	NICOLE K. INTSCHERT for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
229.0 KA 16-02332	PEOPLE V DYQUANN M. TUCKER	
	Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered September 19, 2014. The judgment convicted defendant, upon a nonjury verdict, of criminal sale of a controlled substance in the second degree.	
	BRIDGET L. FIELD for DYQUANN M. TUCKER	10 minutes
	SCOTT MYLES for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
230.0 KA 13-02068	PEOPLE V WILLIAM A. WILKINS	
	Appeal from a judgment of the Supreme Court, Monroe County (Francis A. Affronti, J.), rendered November 19, 2013. The judgment convicted defendant, upon a jury verdict, of murder in the second degree, robbery in the first degree (three counts) and attempted robbery in the first degree (two counts).	
	DAVID R. JUERGENS for WILLIAM A. WILKINS	10 minutes
	SCOTT MYLES for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
231.0 KA 16-00752	PEOPLE V JOSE LOIZ	
	Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered November 2, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.	
	SARA A. GOLDFARB for JOSE LOIZ	Submitted
	KENNETH TYLER, JR., for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
232.0 KA 18-00527	PEOPLE V JOSE LOIZ	
	Appeal from a resentencing of the Onondaga County Court (Joseph E. Fahey, J.), rendered June 2, 2016. Defendant was resentenced upon his conviction of criminal possession of a controlled substance in the third degree.	
	SARA A. GOLDFARB for JOSE LOIZ	Submitted
	KENNETH TYLER, JR., for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
233.0 KA 13-01831	PEOPLE V RODNEY LOWMAN	
	Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered September 27, 2013. The judgment convicted defendant, upon a jury verdict, of resisting arrest.	
	JEFFREY WICKS for RODNEY LOWMAN	10 minutes

	LISA GRAY for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
234.0 KAH 18-01640	PEOPLE EX REL. ANDRE DURHAM V ANTHONY J. ANNUCCI	
	Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered July 30, 2018. The memorandum and judgment converted the proceeding to a CPLR article 78 proceeding and dismissed the proceeding.	
	JAN HOTH for ANDRE DURHAM	10 minutes
	BRIAN D. GINSBERG for ANTHONY J. ANNUCCI	10 minutes
235.0 CAF 17-01563	ERIC B. GUTHRIE V HOLLY M. YOUNG	
	Appeal from an order of the Family Court, Ontario County (Stephen Aronson, A.J.), entered June 6, 2017 in a proceeding pursuant to pursuant to Family Court Act article 6. The order, among other things, awarded petitioner sole custody of the subject children.	
	CARA A. WALDMAN for HOLLY M. YOUNG	10 minutes
	ERIC B. GUTHRIE for HIMSELF	Submitted
	SUSAN GRAY, ATTORNEY FOR THE CHILD	5 minutes
236.0 CAF 17-01879	LINDSAY R. BETTS V WAYNE E. MOORE	
	Appeal from an order of the Family Court, Ontario County (Brian D. Dennis, J.), entered July 20, 2017, in a proceeding pursuant to Family Court Act article 6. The order, insofar as appealed from, dismissed the petition of petitioner for modification of custody and visitation.	
	CARA A. WALDMAN for LINDSAY R. BETTS	10 minutes
	WAYNE E. MOORE for HIMSELF	Submitted
	CHRISTINE F. REDFIELD, ATTORNEY FOR THE CHILD	10 minutes
237.0 CAF 17-00774	In the Matter of JAIME D.	
	Appeal from an order of the Family Court, Oswego County (James K. Eby, J.), entered April 13, 2017 in a proceeding pursuant to Family Court Act article 10. The order, inter alia, determined that respondent James N. had educationally neglected the subject children.	
	JOHN A. CIRANDO for JAMES N.	10 minutes
	JEFFREY G. TOMPKINS for OSWEGO CO. DSS	Submitted
	MICHAEL R. O'NEILL, ATTORNEY FOR THE CHILD	Submitted
238.0 CAF 17-02042	In the Matter of JAIME D.	

Appeal from an order of the Family Court, Oswego County (James K. Eby, J.), entered October 31, 2017 in a proceeding pursuant to Family Court Act article 10. The order, inter alia, granted a suspended judgment against respondent James N.

JOHN A. CIRANDO for JAMES N.

Submitted

JEFFREY G. TOMPKINS for OSWEGO CO. DSS

Submitted

MICHAEL R. O'NEILL, ATTORNEY FOR THE CHILD

Submitted

239.0
CAF 18-00110

JAKE ROSS FOWLER, SR.
V
CRYSTAL LEE FOWLER

Appeal from an order of the Family Court, Oneida County (Gerald Neri, R.), entered December 22, 2017 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner primary physical custody and sole legal custody of the subject children.

SCOTT GODKIN for CRYSTAL LEE FOWLER

Submitted

DIANE M. MARTIN-GRANDE for JAKE ROSS FOWLER, SR.

5 minutes

TIMOTHY A. BENEDICT, ATTORNEY FOR THE CHILD

10 minutes

DOUGLAS M. DEMARCHE, JR., ATTORNEY FOR THE CHILD

10 minutes

240.0
CA 18-02017

KATHLEEN CUSHING
V
ALLSTATE FIRE AND CASUALTY INC. CO.

Appeal from an order of the Supreme Court, Oneida County (David A. Murad, J.), entered April 17, 2018. The order, insofar as appealed from, granted the motion of defendant Frank Boden Insurance Agency to dismiss the complaint and granted the motion of defendant Allstate Fire and Casualty Co., Inc., to dismiss plaintiff's second cause of action.

GUSTAVE J. DETRAGLIA, JR., for KATHLEEN CUSHING

10 minutes

BRITTANY L. HANNAH for ALLSTATE FIRE AND CASUALTY INC. CO.

10 minutes

241.0
CA 18-01301

RITA LAURICELLA
V
LC APARTMENTS, LLC

Appeal from a decision and order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered March 27, 2018. The decision and order granted the motion to limit damages on the breach of contract claim, and to dismiss the negligence cause of action.

THOMAS JAMES RZEPKA for RITA LAURICELLA

10 minutes

RAUL E. MARTINEZ for LC APARTMENTS, LLC

10 minutes

242.0
CA 17-01546

QUINTIN A. NOWLIN
V
CHARLIE SCHIANO, JR., ESQ.

Appeal from a decision and order of the Supreme Court, Monroe County (Robert B. Wiggins, A.J.), entered January 11, 2017. The decision and order granted the motion of defendants to dismiss the complaint.

QUINTIN A. NOWLIN for HIMSELF

Submitted

	PAUL G. FERRARA for CHARLIE SCHIANO, JR., ESQ.	10 minutes
243.0	TOWN OF MEXICO	
CA 18-01946	V	
	COUNTY OF OSWEGO	
	Appeal from an order of the Supreme Court, Oswego County (James W. McCarthy, J.), entered April 6, 2018. The judgment granted the motion of defendants to dismiss the complaint and dismissed the action.	
	DANIEL J. PAUTZ for TOWN OF MEXICO	5 minutes
	RICHARD C. MITCHELL for COUNTY OF OSWEGO	5 minutes
244.0	MD3 HOLDINGS, LLC	
CA 18-01809	V	
	AUGUST BUERKLE	
	Appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered August 8, 2018. The order denied in part and granted in part the motion of defendant for summary judgment.	
	MICHAEL J. KAWA for AUGUST BUERKLE	10 minutes
	DAVID MICHAEL CAPRIOTTI for MD3 HOLDINGS, LLC	10 minutes
245.0	IN THE MATTER OF	
CA 18-01521	THE ESTATE OF ANDREW F. HARTUNG	
	Appeal from an order of the Surrogate's Court, Onondaga County (Ava S. Raphael, S.), entered December 14, 2017. The order, inter alia, awarded counsel fees to counsel for the Public Administrator.	
	JOSEPH H. HARTUNG for HUIMSELF	20 minutes
	ROBERT W. CONNOLLY for ALICIA S. CALAGIOVANNI	5 minutes