

DAY CALENDAR
Wednesday, May 24, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

858.0
TP 16-02321

WELDON INGRAM
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 December 20, 2016) to review a determinations after a Tier II hearings. The determinations found that petitioner had violated inmate various rules.

ADAM W. KOCH for WELDON INGRAM

Submitted

KATHLEEN M. LANDERS for ANTHONY ANNUCCI

Submitted

859.0
KA 15-00098

PEOPLE
V
MICHAEL L. PACHECO

Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered December 22, 2014. The judgment convicted defendant, upon his plea of guilty, of attempted murder in the second degree, assault in the first degree, burglary in the first degree (two counts), assault in the second degree and endangering the welfare of a child.

DAVID R. JUERGENS for MICHAEL L. PACHECO

Submitted

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

Submitted

860.0
KA 13-01455

PEOPLE
V
WILLIAM L. SMITH

Appeal from a judgment of the Monroe County Court (John L. DeMarco, J.), rendered June 12, 2013. The judgment convicted defendant, upon a his plea of guilty, of attempted course of sexual conduct against a child in the first degree.

BRIDGET L. FIELD for WILLIAM L. SMITH

Submitted

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

Submitted

861.0
KA 12-02299

PEOPLE
V
CHRISTOPHER A. CARTER, JR.

Appeal from a judgment of the Monroe County Court (Frank P. Geraci, Jr., J.), rendered November 2, 2011. The judgment convicted defendant, upon his plea of guilty, of conspiracy in the second degree.

ERIC M. DOLAN for CHRISTOPHER A. CARTER, JR.

Submitted

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

Submitted

862.0
KA 15-01679

PEOPLE
V
LAKUSHA M. MCMORRIS

Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered August 17, 2015. The judgment convicted defendant, upon her plea of guilty, of attempted criminal sale of a controlled substance in the third degree.

CAITLIN M. CONNELLY for LAKUSHA M. MCMORRIS

Submitted

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

Submitted

863.0
KA 13-00447

PEOPLE
V
RAHEEM H. OQUENDO

Appeal from a judgment of the Monroe County Court (Alex R. Renzi, J.), rendered June 24, 2009. The judgment convicted defendant, upon a jury verdict, of grand larceny in the fourth degree (four counts) and petit larceny.

JANET C. SOMES for RAHEEM H. OQUENDO

10 minutes

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

10 minutes

864.0
KA 16-02069

PEOPLE
V
RICKY GATES

Appeal from a judgment of the Jefferson County Court (Kim H. Martusewicz, J.), rendered August 6, 2015. The judgment convicted defendant, upon his plea of guilty, of possessing/transporting 30,000 or more unstamped cigarettes.

JOHN A. CIRANDO for RICKY GATES

10 minutes

GREGORY R. SHAFFER, III for PEOPLE OF THE STATE OF NEW YORK

Submitted

865.0
KA 10-02352

PEOPLE
V
TAHSEAN K. EAVES

Appeal from a judgment of the Monroe County Court (John L. Demarco, J.), rendered September 7, 2010. The judgment convicted defendant, upon a jury verdict, of manslaughter in the first degree, murder in the second degree, attempted robbery in the first degree and criminal possession of a weapon in the second degree.

ERIC M. DOLAN for TAHSEAN K. EAVES

Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK

Submitted

866.0
KA 16-01615

PEOPLE
V
SCOTT SCHAFFER

Appeal from a decision and order of the Wayne County Court (Daniel G. Barrett, J.), entered September 9, 2015. The decision and order, insofar as appealed from, granted the motion of defendant to suppress evidence obtained upon a warrantless search.

BRUCE A. ROSEKRANS for PEOPLE OF THE STATE OF NEW YORK

10 minutes

RICHARD W. YOUNGMAN for SCOTT SCHAFFER

5 minutes

867.0
KA 14-01746

PEOPLE
V
MICHAEL K. HOLLOMAN

Appeal from a judgment of the Supreme court, Monroe County (Francis A. Affronti, J.), rendered July 29, 2014. The judgment convicted defendant, upon a jury verdict, of aggravated unlicensed operation of a motor vehicle in the first degree.

JANE I. YOON for MICHAEL K. HOLLOMAN 10 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK 10 minutes

868.0
KA 14-01833

PEOPLE
V
FRANKLIN TERNOOIS, III

Appeal from a judgment of the Wayne County Court (Dennis M. Kehoe, J.), rendered September 23, 2014. The judgment convicted defendant, upon his plea of guilty, of sexual abuse in the first degree.

PETER G. CHAMBERS for FRANKLIN TERNOOIS, III 5 minutes

BRUCE A. ROSEKRANS for PEOPLE OF THE STATE OF NEW YORK 5 minutes

869.0
CAF 16-00135

LORI D. HOLMES
V
OTIS L. SIMMONS

Appeal from an order of the Family Court, Onondaga County (Julie A. Cecile, J.), entered December 23, 2015 in a proceeding pursuant to Family Court Act article 6 The order, among other things, adjudged that respondent shall have sole legal and physical custody of the subject children.

JOHN A. CIRANDO for LORI D. HOLMES 10 minutes

DANIELLE BLACKABY for OTIS L. SIMMONS 10 minutes

COURTNEY S. RADICK, ATTORNEY FOR CHILD 5 minutes

870.0
CA 16-02159

ALIZABETH LAMB
V
STUART TRUST, P.C.

Appeal from an order of the Supreme Court, Oswego County (Norman W. Seiter, J.), entered July 8, 2016. The order granted the motion of defendants Stuart Trust, P.C., and Stuart Trust, D.O., for summary judgment and dismissed the complaint against said defendants.

JEFF D. DEFRANCISCO for ALIZABETH LAMB 15 minutes

JEFFREY S. ALBANESE for STUART TRUST, P.C. 10 minutes

871.0
CA 16-02188

TOWN OF TURIN
V
JAMES E. CHASE

Appeal from a memorandum decision and order of the Supreme Court, Lewis County (Hugh A. Gilbert, J.), entered March 2, 2016. The memorandum decision and order dismissed the complaint.

MARK G. GEBO for TOWN OF TURIN 15 minutes

MICHAEL F. YOUNG for JAMES E. CHASE 15 minutes

872.0
CA 17-00094

VINCENT C. STEVENSON
V
DAWN CRAMER

Appeal from a letter decision and order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered July 28, 2016. The letter decision and order, insofar as appealed from, granted the motion of defendants Village of East Syracuse, East Syracuse Fire Department and East Syracuse Fire Department, Inc., for summary judgment and dismissed the complaint against said defendants.

TERRANCE J. HOFFMANN for VINCENT C. STEVENSON 10 minutes

COREY JAMES VINCENT for VILLAGE OF EAST SYRACUSE 15 minutes

873.0
CA 16-01727

**In the Matter of
CITY OF WATERTOWN
(WATERTOWN PROFESSIONAL FIREFIGHTERS)**

Appeal and cross appeal from a decision and order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered September 12, 2016. The decision and order granted in part and denied in part the petition to stay arbitration.

TERRY O'NEIL for CITY OF WATERTOWN 15 minutes

NATHANIEL LAMBRIGHT for WATERTOWN PROFESSIONAL FIREFIGHTERS 15 minutes

874.0
CA 16-01826

**JEWISH HOME OF ROCHESTER
V
DAVID DWORKIN**

Appeal from an order of the Supreme Court, Monroe County (Renee Forgenski Minarek, A.J.), entered January 7, 2016. The order denied the motion of respondent to dismiss the petition.

JASON S. DIPONZIO for DAVID DWORKIN 10 minutes

DAVID T. LUNTZ for JEWISH HOME OF ROCHESTER 10 minutes

875.0
CA 17-00150

**STEPHEN J. JONES
V
JAY P. TOVEY CO., INC.**

Appeal from an order of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered September 13, 2016. The order granted plaintiffs' motion for partial summary judgment on liability under their Labor Law § 240 (1) cause of action against defendant.

MATTHEW A. LENHARD for JAY P. TOVEY CO., INC. 10 minutes

JASON ABBOTT for STEPHEN J. JONES 10 minutes

876.0
CA 16-02124

**ICM CONTROLS CORP.
V
BENJAMIN V. MORROW**

Appeal from an order of the Supreme Court, Onondaga County (Anthony J. Paris, J.), entered January 20, 2016. The order, among other things, denied plaintiff's request to compel discovery relative to damages before holding an inquest on damages.

JANET D. CALLAHAN for ICM CONTROLS CORP. 10 minutes

BENJAMIN V. MORROW for HIMSELF Submitted