

DAY CALENDAR
Wednesday, September 12, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

1028.0
KA 16-01718

PEOPLE
V
TIMOTHY W. BENNETT

Appeal from a judgment of the Oswego County Court (James M. Metcalf, A.J.), rendered July 17, 2015. The judgment convicted defendant, upon his plea of guilty, of attempted kidnapping in the second degree.

JOHN A. CIRANDO for TIMOTHY W. BENNETT 15 minutes

AMY L. HALLENBECK for THE PEOPLE OF THE STATE OF NEW YORK 15 minutes

1029.0
KA 16-01719

PEOPLE
V
TIMOTHY W. BENNETT

Appeal from a judgment of the Oswego County Court (James M. Metcalf, A.J.), rendered July 17, 2015. The judgment convicted defendant, upon his plea of guilty, of aggravated family offense.

JOHN A. CIRANDO for TIMOTHY W. BENNETT Submitted

AMY L. HALLENBECK for THE PEOPLE OF THE STATE OF NEW YORK Submitted

1030.0
KA 15-00599

PEOPLE
V
DRON LUNDY

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered November 21, 2014. The judgment convicted defendant, upon a jury verdict, of murder in the second degree and criminal possession of a weapon in the second degree (two counts).

LINDA M. CAMPBELL for DRON LUNDY 15 minutes

KENNETH H. TYLER, JR., for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1031.0
KA 17-01202

PEOPLE
V
ERNESTO PEREZ

Appeal from an order of the Supreme Court, Monroe County (Judith A. Sinclair, J.), entered May 3, 2017. The order determined that defendant is a level two risk pursuant to the Sex Offender Registration Act

KIMBERLY F. DUGUAY for ERNESTO PEREZ Submitted

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK Submitted

1032.0
KA 16-02096

PEOPLE
V
JEREMY J. REYNOLDS

Appeal from a judgment of the Genesee County Court (Michael F. Pietruszka, A.J.), rendered September 26, 2016. The judgment convicted defendant, upon his plea of guilty, of attempted robbery in the second degree.

	CAITLIN M. CONNELLY for JEREMY J. REYNOLDS	Submitted
	SHIRLEY A. GORMAN for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
1033.0 CAF 17-01881	NICOLAS KAMMEYER V JAMI R. MANGES-MERRIMAN	
	Appeal from an order of the Family Court, Jefferson County (Peter A. Schwerzmann, A.J.), entered October 18, 2017 in a proceeding pursuant to Family Court Act article 6. The order settled a record on appeal.	
	STEPHANIE N. DAVIS for JAMI R. MANGES-MERRIMAN	5 minutes
	RUTHANNE G. SANCHEZ for NICOLAS KAMMEYER	Submitted
	SCOTT A. OTIS, ATTORNEY FOR THE CHILD	Submitted
1034.0 CAF 17-00049	In the Matter of BENTLEY C.	
	Appeal from an order of the Family Court, Yates County (W. Patrick Falvey, J.), entered November 10, 2016 in a proceeding pursuant to Family Court Act article 10. The order directed respondent to comply with the terms and conditions specified in the Order of Protection.	
	CARA A. WALDMAN for ZACHARY D.	5 minutes
	JESSICA LEE BRYANT for YATES COUNTY DSS	10 minutes
	SUSAN GRAY, ATTORNEY FOR THE CHILD	5 minutes
1035.0 CAF 16-01940	JOHN HEIDRICK V ANGELA SHERMAN	
	Appeal from an order of the Family Court, Steuben County (Mathew K. McCarthy, J.), entered September 27, 2017, in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition for failure to prove a substantial change in circumstances.	
	JOHN A. CIRANDO for JOHN HEIDRICK	10 minutes
	CHAUNCEY JOSEPH WATCHES for ANGELA SHERMAN	Submitted
	JOAN D. MERRY, ATTORNEY FOR THE CHILD	5 minutes
1036.0 CAF 16-02139	THOMAS E. HOWARD V AMANDA L. HOWARD	
	Appeal from an order of the Family Court, Oneida County (Julia M. Brouillette, R.), entered October 17, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded the parties joint custody of the subject child with primary physical residence with petitioner.	
	PAUL A. NORTON for AMANDA L. HOWARD	Submitted
	DIANE M. MARTIN-GRANDE for THOMAS E. HOWARD	Submitted
	JOHN G. KOSLOSKY, ATTORNEY FOR THE CHILD	5 minutes
1037.0 CAF 17-00510	In the Matter of AIDEN T.	

Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszcak, J.), entered February 23, 2017 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, terminated respondents' parental rights with respect to the subject child.

DANIELLE BLACKABY for MELISSA S. 10 minutes

MAGGIE SEIKALY for ONONDAGA COUNTY DSS Submitted

JOHN S. CRISAFULLI for ANGELA A. 10 minutes

STUART JAMES LAROSE, ATTORNEY FOR THE CHILD Submitted

1038.0
CAF 17-00623

In the Matter of
AIDEN T.

Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszcak, J.), entered March 9, 2017 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, terminated respondents' parental rights with respect to the subject child.

DANIELLE BLACKABY for MELISSA S. Submitted

MAGGIE SEIKALY for ONONDAGA COUNTY DSS Submitted

JOHN S. CRISAFULLI for ANGELA A. 10 minutes

STUART JAMES LAROSE, ATTORNEY FOR THE CHILD Submitted

1039.0
CAF 17-01128

NICHOLAS J. KAMMEYER
V
JAMI R. MANGES-MERRIMAN

Appeal from an order of the Family Court, Jefferson County (Peter A. Schwerzmann, J.), entered May 22, 2017, in a proceeding pursuant to Family Court Act article 6. The order settled a record on appeal.

STEPHANIE N. DAVIS for JAMI R. MANGES-MERRIMAN 5 minutes

RUTHANNE G. SANCHEZ for NICHOLAS J. KAMMEYER Submitted

SCOTT A. OTIS, ATTORNEY FOR THE CHILD Submitted

1040.0
CA 18-00334

SOUTH TOWNS SURGICAL ASSOCIATES, P. C.
V
JEFFREY P. STEINIG, M.D., F.A.C.S.

Appeal from an order of the Supreme Court, Erie County (Henry J. Nowak, J.), entered September 19, 2017. The order, among other things, granted plaintiff's notice for leave to reargue and granted defendant's cross motion for leave to reargue and upon reargument denied defendant's motion for summary judgment dismissing plaintiffs' first and fourth causes of action, and denied defendants' motions for summary judgment on his first, second, third fourth and fifth counterclaim.

FRANK J. JACOBSON for JEFFREY P. STEINIG, M.D., F.A.C.S. 15 minutes

AMBER E. STORR for SOUTH TOWNS SURGICAL ASSOCIATES, P. C. 15 minutes

1041.0
CA 17-01999

DUVAL PITTS
V
STATE OF NEW YORK

Appeal from a judgment of the Court of Claims (Renee Forgens Minarik, J.), entered October 4, 2017. The judgement found defendant 100% responsible for claimant's injuries.

JEFFREY W. LANG for STATE OF NEW YORK

10 minutes

DOMINIC PELLEGRINO for DUVAL PITTS

10 minutes

1042.0
CA 18-00086

BEVERLY BRADLEY

SETTLED

V

RAMESH KONAKANCHI, D.O.

Appeal from an order of the Supreme Court, Niagara County (Sara Sheldon, A.J.), entered October 17, 2017. The order denied the motion of defendant Ramesh Konakanchi, D.O., for summary judgment dismissing plaintiffs' complaint as against him.

JOHN TIMOTHY LOSS for RAMESH KONAKANCHI, D.O.

BRIAN R. HOGAN for BEVERLY BRADLEY

1043.0
CA 17-02083

SUSAN RIDGEWAY

V

SALEH A. FETOUH, M.D.

Appeal from an order of the Supreme Court, Erie County (Christopher J. Burns, J.), entered August 28, 2017. The order, insofar as appealed from, granted the motion of plaintiff for renewal and, upon renewal, denied the motion of defendants for summary judgment.

ELIZABETH G. ADYMY for SALEH A. FETOUH, M.D.

10 minutes

DIANE R. TIVERSON for SUSAN RIDGEWAY

10 minutes

1044.0
CA 18-00122

JENNIFER TOMASCHOW

SETTLED

V

PINNACLE FAMILY PRACTICE, PLLC

Appeal from an order of the Supreme Court, Steuben County (Marianne Fufure, A.J.), entered July 12, 2017. The order denied the motion of defendants Pinnacle Family Practice, PLLC, and Rhonda Peterson, M.D., for summary judgment.

NICHOLAS J. REEDER for PINNACLE FAMILY PRACTICE, PLLC

KELLY CHRISTINE WOLFORD for JENNIFER TOMASCHOW

1045.0
CA 18-00118

PATRICIA M. PARKHURST

V

SYRACUSE REGIONAL AIRPORT AUTHORITY

Appeal from an order of the Supreme Court, Onondaga County (Gregory R. Gilbert, J.), entered April 5, 2017. The order granted the motion of defendants for summary judgment and dismissed the complaint.

JOHN A. COLLINS for PATRICIA M. PARKHURST

10 minutes

JULIE M. CAHILL for SYRACUSE REGIONAL AIRPORT AUTHORITY

15 minutes

1046.0
CA 17-02152

ROSE ORTEGA

V

HEALTHCARE SERVICES GROUP, INC.

Appeal from a decision and order of the Supreme Court, Erie County (Henry J. Nowak, J.), entered April 7, 2017. The decision and order granted the motion of plaintiffs to increase the award of damages and denied the motion of defendant for expert costs and fees.

R. ANTHONY RUPP, III, for HEALTHCARE SERVICES GROUP, INC. 15 minutes

LAURA C. DOOLITTLE for ROSE ORTEGA 15 minutes

1047.0
CA 17-01778

CAROLE COTTEN
V
STANTON H. LESSER

Appeals from an order of the Supreme Court, Chautauqua County (Frank A. Sedita, III, J.), entered February 27, 2017. The order, among other things, denied the motions of defendants Stanton H. Lesser and Sue Orten, as co-personal representatives of the estate of Robert K. Lesser; Stanton H. Lesser as successor trustee of the Robert K. Lesser living trust dated April 21, 2005; Palmer-Bryant Realty, Inc.; John J. Bankosh; and David Bryant seeking summary judgment dismissing plaintiffs' complaints.

TROY S. FLASCHER for STANTON H. LESSER 10 minutes

JAMES JOHNSTON NAVAGH for G.H. GRAF REALTY CORPORATION 20 minutes

LYDIA ALLEN CAYLOR for CAROLE COTTEN Submitted

HOWARD ERIC BERGER for GRAF BUILDING, LLC Submitted

MARCO CERCONE for MEDICOR ASSOCIATES, INC. Submitted

1048.0
CA 18-00459

FREDERICK P. BRADLEY
V
ROBERT REXCOAT

Appeal from an order of the Supreme Court, Erie County (James H. Dillon, J.), entered May 12, 2017. The order granted the motion of plaintiff for an extension of time to serve a summons and notice.

LEAH A. COSTANZO for ROBERT REXCOAT 10 minutes

JAMES M. VANDETTE for FREDERICK P. BRADLEY 10 minutes

1049.0
TP 18-00478

MICHAEL YARBOROUGH
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, Wyoming County [Michael M. Mohun, J.], entered March 21, 2018) to review a determination of respondent. The determination found after Tier III hearing that petitioner had violated various inmate rules.

LEAH R. NOWOTARSKI for MICHAEL YARBOROUGH Submitted

JULIE M. SHERIDAN for ANTHONY ANNUCCI Submitted

1049.1
CAF 16-01625

IN THE MATTER OF
MICHAEL S.

Appeal from an order of the Family Court, Erie County (Sharon M. Lovallo, J.), entered August 9, 2016 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, dismissed the petitions of Lloyd S., seeking custody of the subject children.

CHARLES J. GREENBERG for REBECCA S. 5 minutes

ROSEMARY L. BAPST for ERIE COUNTY DSS 5 minutes

LLOYD S. for HIMSELF Submitted

CHERYL A. ALOI, ATTORNEY FOR THE CHILD 5 minutes

1049.2
CAF 16-02108

**IN THE MATTER OF
AVA W.**

Appeal from an order of the Family Court, Erie County (Sharon M. Lovallo, J.), entered October 14, 2016 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, transferred respondent's guardian and custody rights with respect to the subject child to petitioner.

CHARLES J. GREENBERG for REBECCA S. Submitted

ROSEMARY L. BAPST for ERIE COUNTY DSS Submitted

LLOYD S. for HIMSELF Submitted

CHERYL A. ALOI, ATTORNEY FOR THE CHILD Submitted

1049.3
CAF 16-02110

**IN THE MATTER OF
MICHAEL S.**

Appeal from an order of the Family Court, Erie County (Sharon M. Lovallo, J.), entered October 14, 2016 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, transferred respondent's guardian and custody rights with respect to the subject child to petitioner.

CHARLES J. GREENBERG for REBECCA S. Submitted

ROSEMARY L. BAPST for ERIE COUNTY DSS Submitted

LLOYD S. for HIMSELF Submitted

CHERYL A. ALOI, ATTORNEY FOR THE CHILD Submitted