

DAY CALENDAR
Monday, April 3, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

438.0
TP 16-02001

AKEEM A. BRENSON
V
DONALD VENETTOZZI

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, Seneca County [Dennis F. Bender, A.J.], entered October 27, 2016) to review a determination of respondent. The determination found after a tier III hearing that petitioner had violated various inmate rules.

AKEEM A. BRENSON for HIMSELF Submitted

KATHLEEN M. TREASURE for DONALD VENETTOZZI Submitted

439.0
KA 16-00370

PEOPLE
V
DARWIN ZUNIGA-ROCHA

Appeal from an order of the Genesee County Court (Robert C. Noonan, J.), dated August 21, 2015. The order determined that defendant is a level two risk pursuant to the Sex Offender Registration Act.

NICHOLAS P. DIFONZO for DARWIN ZUNIGA-ROCHA Submitted

WILLIAM G. ZICKL for THE PEOPLE OF THE STATE OF NEW YORK Submitted

440.0
KA 14-01365

PEOPLE
V
CHARLES GREFER

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered January 9, 2014. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the second degree

PIOTR BANASIAK for CHARLES GREFER Submitted

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

441.0
KA 14-01366

PEOPLE
V
CHARLES GREFER

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered January 9, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal tax fraud in the third degree.

PIOTR BANASIAK for CHARLES GREFER Submitted

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

442.0
KA 15-01726

PEOPLE
V
BRIAN T. TUMOLO

Appeal from a judgment of the Oswego County Court (Donald E. Todd, J.), rendered August 18, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the third degree.

	LINDA M. CAMPBELL for BRIAN T. TUMOLO	Submitted
	AMY L. HALLENBECK for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
443.0 KA 14-01662	PEOPLE V JAMES D. HILLYARD, JR.	
	Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered September 3, 2014. The judgment convicted defendant, upon his plea of guilty, of murder in the second degree (two counts), attempted robbery in the first degree, attempted robbery in the second degree and criminal possession of a weapon in the second degree (two counts).	
	WILLIAM G. PIXLEY for JAMES D. HILLYARD, JR.	Submitted
	KELLY C. WOLFORD for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
444.0 KA 14-01562	PEOPLE V PABLO W. LOPEZ	
	Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered February 25, 2014. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the second degree (two counts).	
	BRIAN SHIFFRIN for PABLO W. LOPEZ	10 minutes
	DANIEL GROSS for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
445.0 KA 15-00535	PEOPLE V ROBERT G. CASE	
	Appeal from a judgment of the Cattaraugus County Court (Ronald D. Ploetz, J.), rendered March 16, 2015. The judgment convicted defendant, upon a jury verdict, of rape in the first degree, assault in the second degree, strangulation in the second degree and unlawful imprisonment in the first degree.	
	CAITLIN M. CONNELLY for ROBERT G. CASE	10 minutes
	AMBER KERLING for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
446.0 KA 09-01272	PEOPLE V ELVIRA M. PUSKAR	
	Appeal from a judgment of the Oneida County Court (Michael L. Dwyer, J.), rendered December 8, 2008. The judgment convicted defendant, upon her plea of guilty, of criminal possession of a controlled substance in the third degree.	
	REBECCA L. WITTMAN for ELVIRA M. PUSKAR	Submitted
	STEVEN G. COX for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
447.0 KA 15-00654	PEOPLE V MICHAEL H. CELI	

Appeal from a judgment of the Oswego County Court (Donald E. Todd, J.), rendered December 15, 2014. The judgment convicted defendant, upon his plea of guilty, of murder in the second degree.

THEODORE W. STENUF for MICHAEL H. CELI 10 minutes

AMY L. HALLENBECK for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

448.0
KA 14-02169

PEOPLE
V
ANDRE NORWOOD

Appeal from an order of the Supreme Court, Monroe County (Daniel J. Doyle, J.), entered October 29, 2014. The order denied the motion of defendant to vacate a judgment of conviction.

DAVID R. JUERGENS for ANDRE NORWOOD 5 minutes

STEPHEN X. O'BRIEN for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

449.0
CA 16-00451

CHRISTOPHER JUNE
V
STATE OF NEW YORK

Appeal from an order of the Supreme Court, Oneida County (Louis P. Gigliotti, A.J.), entered January 29, 2016 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, adjudged that defendant is a sex offender who suffers from a mental abnormality.

GIGI E. MYERS for CHRISTOPHER JUNE 10 minutes

PATRICK A. WOODS for STATE OF NEW YORK 10 minutes

450.0
CA 16-02009

ORCHARD EARTH & PIPE CORPORATION
V
CONCRETE SLIPFORM, INC.

Appeal from an order of the Supreme Court, Onondaga County (Spencer J. Ludington, A.J.), entered July 18, 2016. The order, insofar as appealed from, granted the motion of defendant for summary judgment on plaintiff's first and second causes of action and dismissed those causes of action.

STEVEN C. SHAHAN for ORCHARD EARTH & PIPE CORPORATION 15 minutes

GREGORY P. BAZAN for CONCRETE SLIPFORM, INC. 15 minutes

451.0
CA 16-01499

RONALD L. ALLEN
V
DAWN E. ALLEN

Appeal from a judgment of the Supreme court, Allegany County (Terrence M. Parker, A.J.), entered November 9, 2015 in a divorce action. The judgment equitably distributed the property of the parties.

GERALD J. VELLA for DAWN E. ALLEN 10 minutes

MICHAEL J. SAGLIMBEN for RONALD L. ALLEN 10 minutes

452.0
CA 16-00373

WELLS FARGO BANK, N.A.
V
BONNIE DYSINGER

Appeal from an order of the Supreme Court, Genesee County (Mark J. Grisanti, A.J.), entered November 4, 2015. The order denied the motion of defendant Bonnie M. Dysinger to vacate a default judgment.

GARY STORM for BONNIE DYSINGER 30 minutes

SCOTT W. PARKER for WELLS FARGO BANK, N.A. 15 minutes

453.0
CA 14-01560

KONDAUR CAPITAL CORPORATION

V

DIANNE L. LUNN

Appeal from an order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered July 10, 2014 in a mortgage foreclosure action. The order, among other things, granted plaintiff's motion for summary judgment.

DIANNE L. LUNN for HERSELF 5 minutes

PETER F. EDELMAN for KONDAUR CAPITAL CORPORATION 15 minutes

454.0
CA 15-00733

KONDAUR CAPITAL CORPORATION

V

DIANNE L. LUNN

Appeal from a judgment of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered March 11, 2015 in a mortgage foreclosure action. The judgment, among other things, ordered that the mortgaged premises be sold.

DIANNE L. LUNN for HERSELF Submitted

PETER F. EDELMAN for KONDAUR CAPITAL CORPORATION Submitted

455.0
CA 16-00808

PETER D. WATERMAN

V

CNH AMERICA LLC

Appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered July 8, 2015. The order granted in part the motions of defendants and the cross motion of third-party defendant for summary judgment.

JOHN A. COLLINS for PETER D. WATERMAN 10 minutes

VIVIAN MARIE QUINN for CNH AMERICA LLC 10 minutes

R. ANTHONY RUPP, III, for MONROE TRACTOR & IMPLEMENT CO., INC. 10 minutes

HENRY ZOMERFELD for WOODS EQUIPMENT COMPANY 15 minutes

456.0
CA 16-01249

TOWN OF MARILLA

V

STANLEY E. TRAVIS

Appeal from a judgment (denominated judgment and order) of the Supreme Court, Erie County (John L. Michalski, A.J.), entered October 13, 2015 in a proceeding pursuant to CPLR article 78. The judgment, among other things, consolidated two separate proceedings and dismissed the consolidated proceeding.

RICHARD E. STANTON for TOWN OF MARILLA 15 minutes

MEREDITH G. LEE-CLARK for NYS DEPT. OF ENVIRONMENTAL CONS. 15 minutes

	JOHN A. MANCUSO for STANLEY E. TRAVIS	15 minutes
457.0 CA 16-01638	NICHOLAS DOMINICK V CHARLES MILLAR & SON CO.	
	Appeal from an order of the Supreme Court, Oneida County (Charles C. Merrell, J.), entered December 3, 2015. The order denied the motion of defendants Charles Millar & Son Co., Charles Millar Supply, Inc., Millar Supply, Inc., Pacemaker Millar Steel & Industrial Supply Company, Inc., Millar Supply, Inc., individually and as successor-in-interest to Charles Millar & Son Supply, Inc., Pacemaker Millar Steel & Industrial Supply of Binghamton, Inc., Pacemaker Steel & Aluminum of Binghamton Corp., and Pacemaker Steel and Pump Co., Inc., individually and as successor to Charles Millar Pacemaker Steel Warehouse Inc., to set aside the jury verdict and dismissing the action.	
	GEORGE F. CARPINELLO for CHARLES MILLAR & SON CO.	15 minutes
	SETH A. DYMOND for NICHOLAS DOMINICK	15 minutes
458.0 CA 16-02017	NICHOLAS DOMINICK V CHARLES MILLAR & SON CO.	
	Appeal from an judgment of the Supreme Court, Oneida County (Charles C. Merrell, J.), entered March 22, 2016. The judgment, among other things, awarded plaintiff money damages as against defendant Pacemaker Steel & Piping Company, as successors-in-interest to Charles Millar and Son Supply, Inc.	
	GEORGE F. CARPINELLO for CHARLES MILLAR & SON CO.	Submitted
	SETH A. DYMOND for NICHOLAS DOMINICK	Submitted
459.0 CA 15-01713	STATE OF NEW YORK V WILLIAM DURGAN	
	Appeal from an order of the Supreme Court, Jefferson County (James C. Tormey, J.), entered August 26, 2015 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, denied respondent's motion to vacate a civil confinement order dated May 6, 2013 and to dismiss the proceedings against him.	
	MICHAEL H. MCCORMICK for WILLIAM DURGAN	10 minutes
	KATHLEEN M. TREASURE for STATE OF NEW YORK	10 minutes
460.0 CA 16-00970	CARMEN BRITT V NELDA LAWLER, M.D.	
	Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered August 11, 2015. The order denied the motion of plaintiff to amend the complaint, granted the motions of defendants Grace Manor Health Care Facility, Inc., Nelda Lawler, M.D., and Teresa Chau, M.D., for costs, and enjoined plaintiff from initiating further proceedings without prior leave of court.	
	TIMOTHY R. LOVALLO for CARMEN BRITT	10 minutes
	ADAM C. FERRANDINO for GRACE MANOR HEALTH CARE FACILITY, INC.	10 minutes

MICHAEL J. WILLETT for NELDA LAWLER, M.D.

10 minutes

461.0
CA 16-01382

CARMEN BRITT
V
BUFFALO MUNICIPAL HOUSING AUTHORITY

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered June 7, 2016. The order, among other things, granted the motion of defendants Teresa Chau, M.D. and Nelda Lawler, M.D. to dismiss the 2004 action bearing Index No. I2004-9897, against them with prejudice.

TIMOTHY R. LOVALLO for CARMEN BRITT

Submitted

MICHAEL J. WILLETT for NELDA LAWLER, M.D.

Submitted

462.0
CA 16-00668

CARMEN BRITT
V
BUFFALO MUNICIPAL HOUSING AUTHORITY

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered July 22, 2015. The order denied the motion of plaintiff for a default judgment against defendants Nelda Lawler, M.D., and Teresa Chau, M.D.

TIMOTHY R. LOVALLO for CARMEN BRITT

Submitted

MICHAEL J. WILLETT for NELDA LAWLER, M.D.

Submitted

463.0
CA 16-01679

ARCHIE MCCORMICK
V
DERICKA THOMPSON

SETTLED

Appeal from an amended order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered June 16, 2016. The amended order denied the motion of defendant Bennett Goldstein for summary judgment.

DAY CALENDAR
Tuesday, April 4, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

464.0
TP 16-00040

DAVID READ
V
JAMES THOMPSON

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, Erie County [Penny M. Wolfgang, J.], entered January 11, 2016) to review a determination of respondents. The determination found after a tier III hearing that petitioner had violated various inmate rules.

DAVID READ for HIMSELF Submitted

PETER H. SCHIFF for JAMES THOMPSON Submitted

465.0
KA 15-00852

PEOPLE
V
CODY TESTERMAN

Appeal from a judgment of the Supreme Court, Erie County (M. William Boller, A.J.), rendered April 17, 2014. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

DEBORAH K. JESSEY for CODY TESTERMAN Submitted

MICHAEL J. HILLERY for THE PEOPLE OF THE STATE OF NEW YORK Submitted

466.0
KA 15-00474

PEOPLE
V
ANTHONY N. MORGAN

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered October 14, 2014. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

JAMES A. HOBBS for ANTHONY N. MORGAN Submitted

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

467.0
KA 15-01034

PEOPLE
V
CLAUDIE V. GOODENOW, JR.

Appeal from a judgment of the Allegany County Court (Thomas P. Brown, J.), rendered April 23, 2105. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the third degree, criminal possession of a controlled substance in the seventh degree and conspiracy in the fifth degree.

CARA A. WALDMAN for CLAUDIE V. GOODENOW, JR. Submitted

KEITH A. SLEP for THE PEOPLE OF THE STATE OF NEW YORK Submitted

468.0
KA 15-00001

PEOPLE
V
GREGORY BAIRD

Appeal from a judgment of the Monroe County Court (Melchor E. Castro, A.J.), rendered October 14, 2014. The judgment convicted defendant, upon his plea of guilty, of robbery in the first degree.

JAMES A. HOBBS for GREGORY BAIRD 5 minutes

LEAH R. MERVINE for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

471.0
KA 15-00114

PEOPLE
V
SHEMARIAH L. OWENS

Appeal from a judgment of the Supreme Court, Seneca County (Dennis F. Bender, A.J.), rendered January 12, 2015. The judgment convicted defendant, upon a jury verdict, of sexual abuse in the first degree (two counts) and endangering the welfare of a child (two counts).

CHARLES J. GREENBERG for SHEMARIAH L. OWENS 10 minutes

BARRY L. PORSCHE for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

472.0
KA 16-01961

PEOPLE
V
NATHAN J. ROSEKRANS

Appeal from a judgment of the Ontario County Court (William F. Kocher, J.), rendered May 4, 2016. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree.

ANDREW MANCILLA for NATHAN J. ROSEKRANS 30 minutes

JAMES B. RITTS for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

473.0
KA 15-01067

PEOPLE
V
RONALD HOUGH, JR.

Appeal from a judgment of the Erie County Court (Sheila A. DiTullio, J.), rendered April 8, 2015. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree, attempted murder in the first degree and criminal possession of a weapon in the second degree.

BARBARA J. DAVIES for RONALD HOUGH, JR. 10 minutes

JULIE BENDER FISKE for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

474.0
CA 16-01398

IN THE MATTER OF
LIBERTY MUTUAL INSURANCE COMPANY
(MIA KADAH)

Appeal from an order of the Supreme Court, Onondaga County (Walter W. Hafner, Jr., A.J.), entered January 8, 2016. The order denied the petition for a stay of arbitration.

LISA M. DIAZ-ORDAZ for LIBERTY MUTUAL INSURANCE COMPANY 10 minutes

MATTHEW J. KAISER for MIA KADAH 10 minutes

475.0
CA 16-01399

IN THE MATTER OF
LIBERTY MUTUAL INSURANCE COMPANY
(MIA KADAH)

Appeal from an order of the Supreme Court, Onondaga County (Walter W. Hafner, Jr., A.J.), entered June 8, 2016. The order denied the motion of petitioner for leave to renew or reargue.

LISA M. DIAZ-ORDAZ for LIBERTY MUTUAL INSURANCE COMPANY

Submitted

MATTHEW J. KAISER for MIA KADAH

Submitted

476.0
CAF 15-01696

CHARLA SHONYO

V

BRIAN SHONYO

Appeal from an order of the Family Court, Onondaga County (William W. Rose, R.), entered September 14, 2015 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner Charla Shonyo residential custody of the subject children.

JOHN A. CIRANDO for BRIAN SHONYO

10 minutes

CHARLA SHONYO for HERSELF

Submitted

THEODORE W. STENUF, ATTORNEY FOR CHILD

10 minutes

477.0
CA 16-01697

ORTHO-CLINICAL DIAGNOSTICS, INC.

V

ASPEN SPECIALTY INSURANCE COMPANY

Appeal from an order of the Supreme Court, Monroe County (William K. Taylor, J.), entered June 3, 2016. The order granted the motion of defendants Apen Specialty Insurance Company and Aspen Insurance UK Limited for summary judgment and dismissed the complaint and the third-party complaint.

MARK T. WHITFORD, JR., for ORTHO-CLINICAL DIAGNOSTICS, INC.

15 minutes

JONATHAN GLASSER for ASPEN SPECIALTY INSURANCE COMPANY

15 minutes

478.0
CA 16-01721

RICHARD J. WALLENHORST, II

V

JAMES R. WALLENHORST

Appeal from an order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered May 4, 2016. The order denied plaintiff's motion for summary judgment.

STEPHEN W. GEBO for RICHARD J. WALLENHORST, II

10 minutes

DAVID PETER ANTONUCCI for JAMES R. WALLENHORST

10 minutes

JEFFREY RICHARD MARTIN for ELAINE L. BERG

Submitted

479.0
CA 16-01957

TOWN OF CICERO

V

LAKESHORE ESTATES, LLC

Appeal from a judgment (denominated order) of the Supreme Court, Onondaga County (Walter W. Hafner, Jr., A.J.), entered January 12, 2016. The judgment denied the petition without prejudice.

JOHN JOSEPH MARZOCCHI for TOWN OF CICERO

5 minutes

OVADIA AVRAHAM for HIMSELF

Submitted

480.0
CA 16-01942

JOSEPH MELI
V
SAFWAY SERVICES, LLC

SETTLED

Appeal from an order of the Supreme Court, Erie County (Christopher J. Burns, J.), entered April 15, 2016. The order, insofar as appealed from, denied the motion of defendant for summary judgment.

NICHOLAS DICESARE for SAFWAY SERVICES, LLC

DONYELLE E. CRAPSI for JOSEPH MELI

481.0
CA 16-01699

IN THE MATTER OF
CITY OF BUFFALO
(BUFFALO POLICE BENEVOLENT ASSOCIATION)

Appeal from an order and judgment (one paper) of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered November 18, 2015. The order and judgment, among other things, denied the petition to vacate an arbitration award.

MARY B. SCARPINE for CITY OF BUFFALO

10 minutes

IAN HAYES for BUFFALO POLICE BENEVOLENT ASSOCIATION

10 minutes

482.0
CA 16-01843

CHERYL KENDALL
V
DANIEL CASSIDY

Appeal from an order of the Supreme Court, Cattaraugus County (Michael L. Nenno, A.J.), entered April 11, 2016. The order, insofar as appealed from, denied the motion of defendant Paul Kleindienst for summary judgment dismissing the complaint.

CHRISTOPHER A. GUETTI for PAUL KLEINDIENST

15 minutes

MO J. ATHARI for CHERYL KENDALL

10 minutes

483.0
CA 16-02020

STATE OF NEW YORK
V
ESSEX PROPERTY MANAGEMENT, LLC

Appeal from an order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered January 4, 2006. The order denied without prejudice the application of petitioner for authority to enter certain real property.

KATHLEEN M. LANDERS for STATE OF NEW YORK

10 minutes

ROBERT JEFFREY SANT for ESSEX PROPERTY MANAGEMENT, LLC

10 minutes

484.0
TP 16-00608

KRISTEN PONICHTERA
V
UNIVERSITY AT BUFFALO

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, Erie County [Frederick J. Marshall, J.], entered April 14, 2016) to review a determination of respondent. The determination dismissed petitioner from the Nurse Anesthesia Doctor of Nursing Practice Program.

FRANK BOGULSKI for KRISTEN PONICHTERA

10 minutes

KATE H. NEPVEU for UNIVERSITY AT BUFFALO

10 minutes

485.0
CAF 16-01279

**IN THE MATTER OF
OLIVIA S.**

Appeal from an order of the Family Court, Wyoming County (Michael F. Griffith, J.), entered July 15, 2016 in a proceeding pursuant to Family Court Act article 10. The order, among other things, transferred respondent's guardianship and custody rights with respect to the subject child to petitioner.

ADAM W. KOCH for DAWN S.

15 minutes

JANET LYNN BENSMAN for WYOMING CO. DEPT. OF SOCIAL SERVICES

15 minutes

PETER M. CASEY, ATTORNEY FOR CHILD

Submitted

486.0
CA 16-02050

**SANDRA J. SLACER
V
JOHN M. KEARNEY**

Appeal from an order of the Supreme Court, Monroe County (Evelyn Frazee, J.), entered February 11, 2016. The order denied the motion of defendant for summary judgment, granted the cross motion of plaintiff for summary judgment and determined the boundary line between parcels of real property owned by the parties.

DERRICK A. SPATORICO for JOHN M. KEARNEY

15 minutes

CRAIG D. CHARTIER for SANDRA J. SLACER

5 minutes

DAY CALENDAR
Tuesday, April 4, 2017 - 10:00 AM
COURTROOM 2

487.0
KA 13-00392

PEOPLE
V
KEVIN REEVES

Appeal from a judgment of the Onondaga County Court (Donald E. Todd, A.J.), rendered January 11, 2013. The appeal was held by this Court by order entered June 10, 2016, decision was reserved and the matter was remitted to Onondaga County Court for further proceedings (140 AD3d 1584. The proceedings were held and completed.

PHILIP ROTHSCHILD for KEVIN REEVES

Submitted

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

Submitted

DAY CALENDAR
Wednesday, April 5, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

488.0
TP 16-01007

SHANNON V. CAMPBELL
V
ANTHONY J. 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, Seneca County [Dennis F. Bender, A.J.], entered June 9, 2016) to review a determination of respondent. The determination found after a tier III hearing that petitioner had violated various inmate rules.

SHANNON V. CAMPBELL for HIMSELF Submitted

MARCUS J. MASTRACCO for ANTHONY J. ANNUCCI Submitted

489.0
KA 14-00634

PEOPLE
V
TYSHAWN S. PARKER

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered March 4, 2014. The judgment convicted defendant, upon his plea of guilty, of assault in the first degree.

JAMES A. HOBBS for TYSHAWN S. PARKER Submitted

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

490.0
KA 15-01843

PEOPLE
V
TERRANCE GIBSON

Appeal from an order of the Monroe County Court (Christopher S. Ciaccio, J.), entered October 13, 2015. The order determined that defendant is a level three risk pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for TERRANCE GIBSON Submitted

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

491.0
KA 16-00069

PEOPLE
V
PHILIP B. MCARTHUR

Appeal from a judgment of the Steuben County Court (Joseph W. Latham, J.), rendered March 18, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal mischief in the third degree

MARY P. DAVISON for PHILIP B. MCARTHUR Submitted

JOHN C. TUNNEY for THE PEOPLE OF THE STATE OF NEW YORK Submitted

492.0
KA 15-01891

PEOPLE
V
BENJAMIN SHEPPARD

Appeal from a judgment of the Livingston County Court (Dennis S. Cohen, J.), rendered September 3, 2015. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree

	STEVEN D. SESSLER for BENJAMIN SHEPPARD	10 minutes
	JOSHUA J. TONRA for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
493.0 KA 15-00029	PEOPLE V STEPHEN DAWSON	
	Appeal from a judgment of the Supreme Court, Erie County (Russell P. Buscaglia, A.J.), rendered December 3, 2014. The judgment convicted defendant, upon a jury verdict, of kidnapping in the first degree and robbery in the first degree.	
	LYLE T. HAJDU for STEPHEN DAWSON	10 minutes
	NICHOLAS T. TEXIDO for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
494.0 KA 14-01973	PEOPLE V CHRISTOPHER WHEELER	
	Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered March 10, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.	
	ALAN WILLIAMS for CHRISTOPHER WHEELER	10 minutes
	DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
495.0 KA 12-01361	PEOPLE V EMMANUEL IBARRONDO	
	Appeal from a judgment of the Livingston County Court (Robert B. Wiggins, J.), rendered May 22, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the fourth degree.	
	JEANNIE MICHALSKI for EMMANUEL IBARRONDO	10 minutes
	JOSHUA J. TONRA for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
496.0 KA 15-01590	PEOPLE V DURELL BLUNT	
	Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered September 16, 2015. The judgment convicted defendant of promoting prison contraband in the first degree.	
	ADAM W. KOCH for DURELL BLUNT	10 minutes
	ERIC R. SCHIENER for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
497.0 CAF 15-01557	JASON GREELEY V GRETCHEN TUCKER	
	Appeal from an order of the Family Court, Cattaraugus County (Michael L. Nenko, J.), entered August 10, 2015 in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted custody of the subject child to respondent Gretchen Tucker.	

	HEATHER A. TOMES for JASON GREELEY	Submitted
	GRETCHEN TUCKER for HERSELF	Submitted
	FERN S. ADELSTEIN, ATTORNEY FOR CHILD	5 minutes
	JENNIFER M. LORENZ, ATTORNEY FOR CHILD	5 minutes
498.0 CAF 15-00225	IN THE MATTER OF JOSEPH M., JR.	
	Appeal from an order of the Family Court, Erie County (Sharon M. LoVallo, J.), entered January 6, 2015 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, terminated respondent's parental rights to the subject children.	
	WILLIAM D. BRODERICK, JR., for JOSEPH M., SR.	10 minutes
	ELISABETH M. COLUCCI for ERIE CO. DEPT. OF SOCIAL SERVICES	10 minutes
	CHARLES D. HALVORSEN, ATTORNEY FOR CHILD	10 minutes
499.0 CAF 16-00305	IN THE MATTER OF DESTINY G.	
	Appeal from an order of the Family Court, Erie County (Sharon M. LoVallo, J.), entered February 9, 2016 in a proceeding pursuant to Social Services Law § 384-b. The order, inter alia, terminated the parental rights of respondent.	
	DENIS A. KITCHEN, JR., for LARICIA H.	10 minutes
	JOSEPH T. JARZEMBEK for ERIE CO. DEPT. OF SOCIAL SERVICES	10 minutes
	CHARLES D. HALVORSEN, ATTORNEY FOR CHILD	10 minutes
500.0 CAF 16-00077	ANTHONY ARONICA V ANDREA ARONICA	
	Appeal from an order of the Family Court, Erie County (Mary G. Carney, J.), entered December 11, 2015 in a proceeding pursuant to Family Court Act article 6. The order denied in part the petition for modification of custody and access.	
	BERNADETTE HOPPE for ANTHONY ARONICA	Submitted
	FRANCIS W. TESSEYMAN, JR., for ANDREA ARONICA	Submitted
	NANCY BIZUB, ATTORNEY FOR CHILD	10 minutes
501.0 CA 16-01789	LISA T. SNOW V DEPAUL ADULT CARE COMMUNITIES, INC.	
	Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered December 21, 2015. The order denied in part the cross motion of plaintiff to compel responses to nonparty subpoenas.	
	JOHN A. COLLINS for LISA T. SNOW	10 minutes
	ARLOW M. LINTON for DEPAUL ADULT CARE COMMUNITIES, INC.	10 minutes

502.0
CA 16-01846

BRUCE T. CHILLIS
V
DOUGLAS A. BRUNDIN, JR.

Appeals and cross appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered September 28, 2016. The order denied the motions of the respective parties for summary judgment

JOHN TIMOTHY LOSS for DOUGLAS A. BRUNDIN, JR. 15 minutes

JAMES E. EAGAN for BRIAN E. MCGRATH, M.D. 15 minutes

LINDA J. MARSH for BRUCE T. CHILLIS 15 minutes

503.0
CA 16-01090

NATASHA D. WALLACE
V
M&C HOTEL INTERESTS, INC.

Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered January 12, 2016. The order granted the motion of defendants for summary judgment and dismissed the action.

JOHN A. COLLINS for NATASHA D. WALLACE 10 minutes

KATHLEEN J. MARTIN for M&C HOTEL INTERESTS, INC. 15 minutes

504.0
CA 16-00282

JACQUE LYNN MROZ
V
3M COMPANY

Appeal from a judgment of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered January 4, 2016. The order denied the motion of defendant to set aside a jury verdict.

BETH L. KAUFMAN for 3M COMPANY 30 minutes

MICHAEL SZCZYGIEL for JACQUE LYNN MROZ 30 minutes

505.0
CA 16-00283

JACQUE LYNN MROZ
V
3M COMPANY

Appeal from a judgment of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered February 2, 2016. The judgment awarded plaintiff money damages upon a jury verdict.

BETH L. KAUFMAN for 3M COMPANY Submitted

MICHAEL SZCZYGIEL for JACQUE LYNN MROZ Submitted

506.0
CA 16-01347

WILLIAM H. SHEEHAN
V
THOMAS A. GILRAY, JR.

Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered June 14, 2016. The order, among other things, denied in part the motion of defendant Central Terminal Restoration Corporation for summary judgment.

SETH M. WEINBERG for CENTRAL TERMINAL RESTORATION CORP. 15 minutes

R. CHARLES MINER for WILLIAM H. SHEEHAN 10 minutes

JOSEPH A. MATTELIANO for MICHAEL A. SERRANO 15 minutes

507.0
CA 16-01348

MICHAEL A. SERRANO
V
THOMAS A. GILRAY, JR.

Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered June 14, 2016. The order, among other things, denied in part the motion of defendant Central Terminal Restoration Corporation for summary judgment.

SETH M. WEINBERG for **CENTRAL TERMINAL RESTORATION CORP.** Submitted

R. CHARLES MINER for **WILLIAM H. SHEEHAN** Submitted

JOSEPH A. MATTELIANO for **MICHAEL A. SERRANO** Submitted

508.0
CA 16-01204

KELLY BURKE
V
QUEEN OF HEAVEN ROMAN CATHOLIC ELEM. SCHOOL

Appeal from an order of the Supreme Court, Erie County (Frederick J. Marshall, J.), entered March 17, 2016. The order granted the motion of plaintiff to strike the answer of and for summary judgment on liability against defendants Queen of Heaven Roman Catholic Elementary School and Queen of Heaven Roman Catholic Church.

THOMAS J. SPEYER for **QUEEN OF HEAVEN ROMAN CATHOLIC ELEM. SCHOOL** 10 minutes

CATHERINE B. DEMPSEY for **KELLY BURKE** 10 minutes

509.0
CA 16-02040

AMANDA STOWE
V
KAREN FURNESS

Appeal from an order of the Supreme Court, Niagara County (Matthew J. Murphy, III, A.J.), entered January 28, 2016. The order denied the motion of defendant for summary judgment dismissing the complaint.

RYAN K. CUMMINGS for **KAREN FURNESS** 10 minutes

DAVID P. FELDMAN for **AMANDA STOWE** Submitted

DAY CALENDAR
Wednesday, April 5, 2017 - 10:00 AM
COURTROOM 2

510.0
TP 16-02057

JUNIOR COLLINS
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, A.J.], entered November 14, 2016) to review a determination of respondent. The determination found after a tier II hearing that petitioner had violated various inmate rules.

LEAH R. NOWOTARSKI for JUNIOR COLLINS Submitted

KATHLEEN M. LANDERS for ANTHONY ANNUCCI Submitted

511.0
KA 14-01961

PEOPLE
V
DAMIAN MACHADO-RODRIGUEZ

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered April 11, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the first degree (two counts).

SARA A. GOLDFARB for DAMIAN MACHADO-RODRIGUEZ Submitted

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

512.0
KA 08-02358

PEOPLE
V
MELCHI N. JONES

Appeal from a judgment of the Monroe County Court (Alex R. Renzi, J.), rendered May 15, 2008. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the fifth degree, improper lane: right turn, no seat belt and operating a motor vehicle without an inspection certificate.

DAVID M. ABBATOY, JR., for MELCHI N. JONES Submitted

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

513.0
KA 16-00085

PEOPLE
V
SHANE R. HARESIGN

Appeal from an order of the Oswego County Court (Donald E. Todd, J.), dated November 2, 2015. The order determined that defendant is a level three risk pursuant to the Sex Offender Registration Act.

LINDA M. CAMPBELL for SHANE R. HARESIGN Submitted

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

514.0
KA 14-00868

PEOPLE
V
ALPHONSE B. LASSITER

Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.), rendered January 31, 2014. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree.

KIMBERLY F. DUGUAY for ALPHONSE B. LASSITER

Submitted

KELLY C. WOLFORD for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

515.0
KA 14-02275

PEOPLE
V
RICARDO LANE

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered June 23, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

JOHN GILSENAN for RICARDO LANE

10 minutes

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

10 minutes

516.0
KA 14-00727

PEOPLE
V
CHARLES REED

Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.), rendered November 14, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

JANE I. YOON for CHARLES REED

10 minutes

KELLY C. WOLFORD for THE PEOPLE OF THE STATE OF NEW YORK

5 minutes

517.0
KA 08-02360

PEOPLE
V
MELCHI N. JONES

Appeal from a judgment of the Monroe County Court (Alex R. Renzi, J.), rendered May 15, 2008. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the third degree.

DAVID M. ABBATOY, JR., for MELCHI N. JONES

Submitted

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

518.0
KA 13-00166

PEOPLE
V
DONALD C. FEDRICK, JR.

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered January 14, 2013. The judgment convicted defendant, upon a jury verdict, of attempted robbery in the first degree and assault in the second degree.

KATHLEEN P. REARDON for DONALD C. FEDRICK, JR.

10 minutes

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

10 minutes

520.0
CAF 16-00122

IN THE MATTER OF
JOHN F.

Appeal from an order of the Family Court, Ontario County (Craig J. Doran, J.), entered January 5, 2015 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, adjudged that respondent had abandoned the subject children.

SUSAN JONES for JOHN F.

10 minutes

HOLLY AMY ADAMS for COMMISSIONER OF ONTARIO COUNTY

5 minutes

SONALI R. SUVVARU, ATTORNEY FOR CHILD

Submitted

521.0
CAF 16-00651

VERION PIERCE
V
DEBORAH J. PIERCE

Appeal from an order of the Family Court, Onondaga County (Salvatore Pavone, R.), entered March 31, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner primary physical custody of the subject child and awarded respondent visitation with the subject child in Onondaga County as the parties mutually agree.

DANIELLE BLACKABY for DEBORAH J. PIERCE

10 minutes

ANTHONY P. ADORANTE for VERION PIERCE

Submitted

STEPHANIE N. DAVIS, ATTORNEY FOR CHILD

5 minutes

522.0
CAF 16-00507

IN THE MATTER OF
NATAYLIA C.B.

Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszczak, J.), entered March 2, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, terminated respondent's parental rights to the subject children.

DANIELLE BLACKABY for CHRISTOPHER B.

10 minutes

MAGGIE SEIKALY for ONONDAGA CO. DEPT OF CHILD SERVICES

10 minutes

ARLENE H. BRADSHAW, ATTORNEY FOR CHILD

10 minutes

523.0
CAF 16-02010

IN THE MATTER OF
NATAYLIA C.B.

Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszczak, J.), entered September 28, 2016. The order settled the record on appeal.

DANIELLE BLACKABY for CHRISTOPHER B.

Submitted

MAGGIE SEIKALY for ONONDAGA CO. DEPT. OF CHILD SERVICES

Submitted

ARLENE H. BRADSHAW, ATTORNEY FOR CHILD

Submitted

524.0
CA 16-01363

WILLIAM SCRUTON
V
ACRO-FAB LTD. **SETTLED**

Appeal from an order of the Supreme Court, Oswego County (Norman W. Seiter, Jr., J.), entered December 24, 2015. The order, among other things, granted the motions of defendants Action Crane, Inc., and Timothy John Karkruff, doing business as Karkruff Construction & Design, seeking summary judgment dismissing plaintiff's complaint and all cross claims against them.

MEGAN E. GRIMSLEY for ACRO-FAB LTD.

EDWARD J. SMITH, III, for WILLIAM SCRUTON

MARK D. GORIS for TIMOTHY JOHN KARKRUFF

GLENN A. KAMINSKA for ACTION CRANE, INC.

525.0
CA 16-00084

DAVID WEGMAN

V

MARCO ALTIERI

Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered January 15, 2016. The order, insofar as appealed from, granted in part plaintiff's motion for a preliminary injunction and required plaintiff to post an undertaking in the amount of \$50,000.

F. MICHAEL OSTRANDER for MARCO ALTIERI

15 minutes

RICHARD A. MCGUIRK for DAVID WEGMAN

15 minutes

526.0
CA 16-01969

ANNIE MOSLEY

V

STATE OF NEW YORK

Appeal from a judgment of the Court of Claims (Renee Forgensi Minarik, J.), entered February 10, 2016. The judgment apportioned liability 75% to defendant and 25% to claimant.

ROBERT M. GOLDFARB for STATE OF NEW YORK

10 minutes

WILLIAM P. SMITH, JR., for ANNIE MOSLEY

15 minutes

527.0
CA 16-01845

COUNTY OF SENECA

V

MAXIM DEVELOPMENT GROUP

Appeal from an order of the Supreme Court, Seneca County (Dennis F. Bender, A.J.), dated March 23, 2016. The order denied the motion of respondent to reopen a default and reaffirmed a judgment of foreclosure.

DIRK A. GALBRAITH for MAXIM DEVELOPMENT GROUP

10 minutes

FRANK R. FISHER for COUNTY OF SENECA

5 minutes

528.0
OP 16-01908

STEVEN R. BRANDON

V

HON. CRAIG J. DORAN

Proceeding pursuant to CPLR article 78 (initiated in the Appellate Division of the Supreme Court in the Fourth Judicial Department pursuant to CPLR 506 [b] [1]) to review a determination of respondent. The determination sentenced petitioner to 30 days' incarceration and five years' probation.

LINDSEY M. PIEPER for STEVEN R. BRANDON

Submitted

FRANK BRADY for HON. CRAIG J. DORAN

Submitted

529.0
CA 16-01706

MICHELLE MARIE PROVENZANO
V
JOE MARK PROVENZANO

Appeal from an order of the Supreme Court, Monroe County (Philip B. Dattilo, Jr., J.H.O.), entered February 19, 2016. The order, inter alia, increased the child support obligation of defendant.

DONALD A. WHITE for JOE MARK PROVENZANO 15 minutes

MAUREEN A. PINEAU for MICHELLE MARIE PROVENZANO 10 minutes

EDWARD W. RILEY, ATTORNEY FOR CHILD 5 minutes

530.0
CA 15-01043

IN THE MATTER OF
HSBC BANK USA, N.A.

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered May 5, 2015. The order, among other things, granted petitioner's motion for attorney fees and costs and denied respondents' cross motion to disgorge fees.

LAWRENCE J. KONCELIK, JR., for GRACIA E. CAMPBELL 15 minutes

AMANDA L. LOWE for HSBC BANK USA, N.A. 15 minutes

531.0
CA 15-01046

IN THE MATTER OF
MELISSA C. ENGLAND

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered May 5, 2015. The order, among other things, granted petitioners' motion for attorney fees and costs and denied respondents' cross motion to disgorge fees.

LAWRENCE J. KONCELIK, JR., for GRACIA E. CAMPBELL Submitted

AMANDA L. LOWE for HAZARD K. CAMPBELL, SR. Submitted

532.0
CA 15-01047

IN THE MATTER OF
MELISSA C. ENGLAND

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered May 5, 2015. The order, among other things, granted petitioners' motion for attorney fees and costs and denied respondents' cross motion to disgorge fees.

LAWRENCE J. KONCELIK, JR., for GRACIA E. CAMPBELL Submitted

AMANDA L. LOWE for HAZARD K. CAMPBELL, SR. Submitted

533.0
TP 16-01684

JEAN OLIVER
V
JOSEPH A. D'AMICO

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, Erie County [John A. Michalek, J.], entered March 3, 2016) to review a determination of respondent. The determination terminated the employment of petitioner.

HARVEY PHILIP SANDERS for JEAN OLIVER 10 minutes

JONATHAN D. HITSOUS for JOSEPH A. D'AMICO 10 minutes

DAY CALENDAR
Thursday, April 6, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

545.0
KA 15-01934

PEOPLE
V
KEVIN J. DAVIS, II

Appeal from an order of the Erie County Court (Michael F. Pietruszka, J.), dated October 16, 2015. The order denied the motion of defendant to vacate a judgment of conviction.

SHERRY A. CHASE for KEVIN J. DAVIS, II 10 minutes

MATTHEW B. POWERS for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

534.0
TP 16-01010

RONNIE COVINGTON
V
JOHN COLVIN

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, Seneca County [Dennis F. Bender, A.J.], entered June 8, 2016) to review a determination of respondent. The determination found after a tier II hearing that petitioner had violated various inmate rules.

RONNIE COVINGTON for HIMSELF Submitted

KATHLEEN M. TREASURE for JOHN COLVIN Submitted

535.0
KA 16-00333

PEOPLE
V
BENANCIO VASQUEZ

Appeal from an order of the Monroe County Court (James J. Piampiano, J.), entered January 14, 2016. The decision and order determined that defendant is a level two risk pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for BENANCIO VASQUEZ Submitted

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

536.0
KA 16-00153

PEOPLE
V
CHRISTOPHER PERRIN

Appeal from a judgment of the Wayne County Court (Dennis M. Kehoe, J.), rendered January 5, 2016. The judgment convicted defendant, upon his plea of guilty, of attempted burglary in the second degree.

CARA A. WALDMAN for CHRISTOPHER PERRIN Submitted

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

537.0
KA 16-00152

PEOPLE
V
CHRISTOPHER PERRIN

Appeal from a judgment of the Wayne County Court (Dennis M. Kehoe, J.), rendered January 5, 2016. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the fourth degree

	CARA A. WALDMAN for CHRISTOPHER PERRIN	Submitted
	BRUCE A. ROSEKRANS for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
538.0 KA 16-00154	PEOPLE V CHRISTOPHER PERRIN	
	Appeal from a judgment of the Wayne County Court (Dennis M. Kehoe, J.), rendered January 5, 2016. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.	
	CARA A. WALDMAN for CHRISTOPHER PERRIN	Submitted
	BRUCE A. ROSEKRANS for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
539.0 KA 15-00671	PEOPLE V SONNY L. SMITH	
	Appeal from a judgment of the Cayuga County Court (Mark H. Fandrich, A.J.), rendered March 17, 2015. The judgment convicted defendant, upon his plea of guilty, of menacing in the second degree (two counts).	
	MARIO J. GUTIERREZ for SONNY L. SMITH	Submitted
	CHRISTOPHER VALDINA for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
540.0 KA 14-00968	PEOPLE V DEMARIO SMITH	
	Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered November 22, 2013. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.	
	DAVID M. ABBATOY, JR., for DEMARIO SMITH	10 minutes
	MATTHEW B. POWERS for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
541.0 KA 14-00722	PEOPLE V JOSEPH J. GAMBALE	
	Appeal from a judgment of the Monroe County Court (Douglas A. Randall, A.J.), rendered September 6, 2013. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree.	
	DREW R. DUBRIN for JOSEPH J. GAMBALE	10 minutes
	DANIEL A. GROSS for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
542.0 KA 14-01074	PEOPLE V VINCENT S. LONG	
	Appeal from a judgment of the Steuben County Court (Marianne Furfure, A.J.), rendered February 13, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.	
	JOHN A. CIRANDO for VINCENT S. LONG	15 minutes
	JOHN C. TUNNEY for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes

543.0
KA 14-01075

PEOPLE
V
VINCENT S. LONG

Appeal from a judgment of the Steuben County Court (Marianne Furfure, A.J.), rendered February 13, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

JOHN A. CIRANDO for VINCENT S. LONG Submitted

JOHN C. TUNNEY for THE PEOPLE OF THE STATE OF NEW YORK Submitted

544.0
KA 14-01076

PEOPLE
V
VINCENT S. LONG

Appeal from a judgment of the Steuben County Court (Marianne Furfure, A.J.), rendered February 13, 2014. The judgment convicted defendant, upon his plea of guilty, of bribing a witness.

JOHN A. CIRANDO for VINCENT S. LONG Submitted

JOHN C. TUNNEY for THE PEOPLE OF THE STATE OF NEW YORK Submitted

546.0
KA 14-01675

PEOPLE
V
EFRAIN SANTOS

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered June 27, 2014. The judgment convicted defendant, upon a jury verdict, of murder in the second degree, attempted murder in the second degree, assault in the first degree and criminal possession of a weapon in the second degree (two counts).

PIOTR BANASIAK for EFRAIN SANTOS 15 minutes

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

547.0
CA 16-01883

DAVID AHERN
V
CITY OF SYRACUSE

Appeal from an order of the Supreme Court, Onondaga County (James P. Murphy, J.), entered April 19, 2016. The order denied the motion of defendant for summary judgment.

JOHN A. SICKINGER for CITY OF SYRACUSE 10 minutes

MICHAEL W. HARRIS for DAVID AHERN 10 minutes

548.0
CA 16-01385

ESTATE OF ROSE S. PELLEGRINO
V
ERIE INSURANCE COMPANY

Appeal from an order of the Supreme Court, Orleans County (James P. Punch, A.J.), entered March 18, 2016. The order, insofar as appealed from, denied in part the motion of plaintiff for summary judgment and granted the motion of defendant to dismiss plaintiff's fourth cause of action.

GREGG S. MAXWELL for ESTATE OF ROSE S. PELLEGRINO 10 minutes

JOSEPH A. WILSON for ERIE INSURANCE COMPANY 10 minutes

549.0
CA 16-01553

MERCURY CASUALTY COMPANY
V
LUIS F. REYES

Appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered June 14, 2016. The order denied plaintiff's motion to vacate that portion of a prior order of the court, granted on May 3, 2016, that awarded defendant costs and attorneys' fees from the plaintiff in the amount of \$1,215.00.

JASON TENENBAUM for MERCURY CASUALTY COMPANY

Submitted

JOHN R. CONDREN for LUIS F. REYES

Submitted

550.0
CA 16-01804

LOUIS JONES
V
NYS DOCCS

Appeal from a judgment (denominated order) of the Supreme Court, Erie County (John L. Michalski, J.), entered July 28, 2016 in a proceeding pursuant to CPLR article 78. The judgment reversed the determination of respondents and granted petitioner a de novo parole hearing.

FRANK BRADY for NYS DOCCS

10 minutes

ROBERT BARNES CALIHAN for LOUIS JONES

10 minutes

551.0
CA 16-01910

BRUCE COLEMAN
V
TREMARCO CORP.

Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered March 4, 2016. The order granted the motion of defendants for summary judgment dismissing plaintiffs' claims for public nuisance and loss of sale proceeds and dismissing all claims by plaintiff Rochester Auto Maintenance, Inc., and denied the cross motion of plaintiffs for summary judgment.

ALAN J. KNAUF for BRUCE COLEMAN

20 minutes

BERYL NUSBAUM for TREMARCO CORP.

20 minutes

552.0
CA 16-02063

TRACIE R. STRONG
V
ST. THOMAS CHURCH OF IRONDEQUOIT

Appeal from an order of the Supreme Court, Monroe County (Richard A. Dollinger, A.J.), entered February 11, 2016. The order, among other things, denied the motion of third-party defendant for summary judgment dismissing the third-party complaint.

MEGHAN M. BROWN for STEPPING STONES LEARNING CENTER

10 minutes

CHARLES A. HALL for ST. THOMAS CHURCH OF IRONDEQUOIT

Submitted

553.0
TP 16-01783

MICHAEL D. DEMARCO
V
NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by an order of the Supreme Court, Oneida County [Bernadette T. Clark, J.], entered July 1, 2016) to review a determination of respondent. The determination, among other things, suspended petitioner's license to operate a used vehicle dealership.

NORMAN P. DEEP for MICHAEL D. DEMARCO

Submitted

PATRICK A. WOODS for NYS DEPARTMENT OF MOTOR VEHICLES

Submitted

**554.0
CA 16-01723**

**IN THE MATTER OF
COUNTY OF MONROE
(CIVIL SERVICE EMPLOYEES ASSOCIATION, INC.)**

Appeal from an order and judgment (one paper) of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered February 2, 2016. The order and judgment granted the petition of petitioner to stay arbitration and denied the cross motion of respondent to compel arbitration.

JENNIFER ZEGARELLI for CIVIL SERVICE EMPLOYEES ASSOC., INC.

15 minutes

KYLE W. STURGESS for COUNTY OF MONROE

15 minutes

**555.0
CA 16-01956**

**EILEEN MALAY
V
CITY OF SYRACUSE**

Appeal from an order and judgment (one paper) of the Supreme Court, Onondaga County (James P. Murphy, J.), entered January 11, 2016. The order and judgment granted defendants' motion for summary judgment dismissing the complaint.

FRANK S. GATTUSO for EILEEN MALAY

10 minutes

MARY D'AGOSTINO for CITY OF SYRACUSE

10 minutes

JOHN A. SICKINGER for GARY W. MIGUEL

Submitted

**556.0
CA 16-01428**

**CHARADA T.
V
STATE OF NEW YORK**

Appeal from an order of the Supreme Court, Oneida County (Louis P. Gigliotti, A.J.), entered August 4, 2016 in a proceeding pursuant to Mental Hygiene Law article 10. The order, insofar as appealed from, denied the motion of petitioner for a change of venue.

BENJAMIN D. AGATA for CHARADA T.

5 minutes

ALLYSON B. LEVINE for STATE OF NEW YORK

5 minutes

**557.0
CA 16-01678**

**LIFCARE USA, LLC
V
FIRST NIAGARA FINANCIAL GROUP**

Appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered July 8, 2016. The order denied in part defendant's motion for summary judgment dismissing plaintiff's amended complaint.

STEPHEN W. KELKENBERG for FIRST NIAGARA FINANCIAL GROUP

10 minutes

THOMAS S. LANE for LIFCARE USA, LLC

10 minutes

558.0

NO APPEAL ASSIGNED TO THIS NUMBER

DAY CALENDAR
Monday, April 10, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

559.0
TP 16-01691

TERENCE DAUM
V
ANTHONY J. 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, Erie County [M. William Boller, A.J.], entered September 22, 2016) to review a determination of respondent. The determination found after a tier III hearing that petitioner had violated an inmate rule.

TERENCE DAUM for HIMSELF Submitted

ERIC T. SCHNEIDERMAN for ANTHONY J. ANNUCCI Submitted

560.0
KA 15-00020

PEOPLE
V
SEAN M. VICKERS

Appeal from a judgment of the Niagara County Court (Sara S. Farkas, J.), rendered October 10, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal sexual act in the second degree, attempted criminal sexual act in the first degree and attempted sexual abuse in the first degree.

JOSEPH G. FRAZIER for SEAN M. VICKERS Submitted

THOMAS H. BRANDT for THE PEOPLE OF THE STATE OF NEW YORK Submitted

561.0
KA 15-00166

PEOPLE
V
ROBERT L. JONES

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered October 2, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

DAVID R. JUERGENS for ROBERT L. JONES Submitted

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

562.0
KA 14-02276

PEOPLE
V
JOSEAN A. RODRIGUEZ

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered November 12, 2014. The judgment convicted defendant, upon his plea of guilty, of attempted robbery in the second degree and attempted burglary in the second degree.

JOSEPH G. FRAZIER for JOSEAN A. RODRIGUEZ Submitted

THOMAS H. BRANDT for THE PEOPLE OF THE STATE OF NEW YORK Submitted

563.0
KA 14-01047

PEOPLE **SETTLED**
V
CHAUNCEY STEWART

Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered June 10, 2014. The judgment convicted defendant, upon his plea of guilty, of murder in the second degree.

WILLIAM CLAUSS for CHAUNCEY STEWART

KELLY C. WOLFORD for THE PEOPLE OF THE STATE OF NEW YORK

564.0
KA 15-01002

PEOPLE
V
STEPHEN L. MYERS

Appeal from a judgment of the Jefferson County Court (Kim H. Martusewicz, J.), rendered September 26, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the fourth degree, burglary in the third degree and grand larceny in the fourth degree.

CHARLES J. GREENBERG for STEPHEN L. MYERS

10 minutes

HARMONY A. HEALY for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

565.0
KA 15-00157

PEOPLE
V
DENNIS TRIPLETT

Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered January 2, 2015. The judgment convicted defendant, upon his plea of guilty, of attempted murder in the second degree (three counts), assault in the first degree (three counts) and criminal possession of a weapon in the second degree.

KRISTIN M. PREVE for DENNIS TRIPLETT

Submitted

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

Submitted

566.0
KA 12-01034

PEOPLE
V
OMAR ANWAR

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered February 6, 2012. The judgment convicted defendant, upon a jury verdict, of rape in the first degree, criminal sexual act in the first degree (two counts), sexual abuse in the first degree, unlawful imprisonment in the second degree and assault in the third degree.

NEAL WIESNER for OMAR ANWAR

15 minutes

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

10 minutes

567.0
KAH 15-00620

PEOPLE EX REL.
JOHN H. HADDOCK
V
SANDRA DOLCE

Appeal from an order of the Supreme Court, Orleans County (James P. Punch, A.J.), entered December 31, 2014 in a habeas corpus proceeding. The order denied the petition.

JOHN A. CIRANDO for JOHN H. HADDOCK

10 minutes

MARTIN A. HOTVET for SANDRA DOLCE

Submitted

568.0
CA 16-01680

PATRICIA M. CLAUSS
V
BANK OF AMERICA, N.A.

Appeals from an order of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered April 28, 2016. The order denied the motions of defendants for summary judgment.

JAMES J. NASH for **BANK OF AMERICA, N.A.** 15 minutes

ROBERT M. LIPPMAN for **VILLAGE OF WILLIAMSVILLE** 10 minutes

HEDWIG M. AULETTA for **JONES LANG LASALLE AMERICAS, INC.** 10 minutes

EDWARD C. COSGROVE for **PATRICIA M. CLAUSS** 15 minutes

569.0
CA 16-01765

CAROL ZAZZARO
V
HSBC BANK USA

Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered December 14, 2015. The order, insofar as appealed from, granted the motions of defendants to dismiss the complaint and dismissed the complaint.

TIMOTHY R. HEDGES for **CAROL ZAZZARO** 10 minutes

ANDREW D. DRILLING for **HSBC BANK USA** 10 minutes

570.0
CA 16-01185

WM. SCHUTT & ASSOCIATES ENGINEERING
V
ST. BONAVENTURE UNIVERSITY

Appeal from an order and judgment (one paper) of the Supreme Court, Cattaraugus County (Jeremiah J. Moriarty, III, J.), entered March 25, 2016. The order and judgment, insofar as appealed from, granted the motion of plaintiff for summary judgment against defendant James W. Manguso, doing business as Lauer-Manguso & Associates Architects.

ROBERT W. MICHALAK for **JAMES W. MANGUSO** 5 minutes

CHANEL T. MCCARTHY for **WM. SCHUTT & ASSOCIATES ENGINEERING** 10 minutes

571.0
CA 16-00385

JASON PHILLIPS
V
ANTHONY ANNUCCI

Appeal from a judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered December 22, 2015 in a proceeding pursuant to CPLR article 78. The judgment dismissed the petition.

ADAM W. KOCH for **JASON PHILLIPS** Submitted

MARCUS J. MASTRACCO for **ANTHONY ANNUCCI** Submitted

572.0
CA 16-01895

IN THE MATTER OF
CITY OF BUFFALO
(BRAND-ON SERVICES, INC.)

Appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered January 11, 2016. The order granted petitioner's motion to dismiss the complaint of intervenor plaintiff Morton H. Wittlin.

ADAM BRYCE CONNERS for **MORTON H. WITTLIN** 10 minutes

	DAVID M. LEE for CITY OF BUFFALO	10 minutes
573.0 CA 16-01210	SUZANNE M. GALLAGHER V CITY OF BUFFALO	
	Appeal from an order of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered January 28, 2016. The order granted the motion of defendant County of Erie for an award of attorney's fees.	
	PATRICK W. BROPHY for SUZANNE M. GALLAGHER	Submitted
	ELIZABETH M. BERGEN for COUNTY OF ERIE	10 minutes
575.0 CA 15-01603	WILLIAM JOHNSON V STATE OF NEW YORK	
	Appeal from an order of the Supreme Court, Oneida County (Louis P. Gigliotti, A.J.), entered September 2, 2015 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, adjudged that defendant is a sex offender requiring civil management.	
	BENJAMIN D. AGATA for WILLIAM JOHNSON	10 minutes
	JONATHAN D. HITSOUS for STATE OF NEW YORK	10 minutes
576.0 CA 16-00794	WILLIAM JOHNSON V STATE OF NEW YORK	
	Appeal from an order of the Supreme Court, Oneida County (Louis P. Gigliotti, A.J.), entered April 6, 2016 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, committed respondent to the custody of the Commissioner of the New York State Office of Mental Health for confinement in a secure treatment facility, for care, treatment and control until such time he is judicially determined to no longer require such confinement.	
	BENJAMIN D. AGATA for WILLIAM JOHNSON	Submitted
	JONATHAN D. HITSOUS for STATE OF NEW YORK	Submitted
577.0 CA 16-02019	HARLEYSVILLE WORCESTER INSURANCE CO. SETTLED V COUNTY OF ERIE	
	Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered January 8, 2016. The order, among other things, granted defendant's motion for summary judgment and dismissed plaintiff's complaint against defendant in its entirety.	
	MARC S. BROWN for HARLEYSVILLE WORCESTER INSURANCE CO.	
	MICHELLE MARIE PARKER for COUNTY OF ERIE	
578.0 CA 16-01997	JUSTIN BERNER V TOWN OF CHEEKTOWAGA	
	Appeal and cross appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered April 20, 2016. The order denied in part and granted in part the motion of defendant for summary judgment and denied the cross motion for partial summary judgment.	

KEVIN LOFTUS for TOWN OF CHEEKTOWAGA

10 minutes

STEPHEN C. HALPERN for JUSTIN BERNER

15 minutes

**579.0
TP 16-01824**

ALEKSANDR KLIMOV

V

NEW YORK STATE DIV. OF HUMAN RIGHTS

Proceeding pursuant to Executive Law § 298 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by order of the Supreme Court, Erie County [Deborah A. Chimes, J.], entered June 14, 2016) to review a determination of respondent New York State Division of Human Rights. The determination, among other things, dismissed petitioner's claims of unlawful discrimination based upon age and national origin.

ANDREW P. FLEMING for ALEKSANDR KLIMOV

10 minutes

AARON M. WOSKOFF for NEW YORK STATE DIV. OF HUMAN RIGHTS

Submitted

JOSEPH M. SPADOLA for NYS DEPT. OF TRANSPORTATION

10 minutes

**580.0
CA 16-01413**

ROCHESTER EASTSIDE RESIDENTS

V

CITY OF ROCHESTER

Appeal from a judgment of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered May 24, 2016 in a proceeding pursuant to CPLR article 78. The judgment, among other things, dismissed the petition.

ALAN J. KNAUF for ROCHESTER EASTSIDE RESIDENTS

20 minutes

REUBEN ORTENBERG for ALDI, INC.

15 minutes

MAUREEN K. GILROY for CITY OF ROCHESTER

10 minutes

DAY CALENDAR
Tuesday, April 11, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

581.0
TP 15-02180

RASHEEN MILLS
V
ANTHONY J. 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, Cayuga County [Thomas G. Leone, A.J.], entered December 28, 2015) to review a determination of respondent. The determination found after a Tier III hearing that petitioner had violated various inmate rules.

RASHEEN MILLS for HIMSELF Submitted

MARTIN A. HOTVET for ANTHONY J. ANNUCCI Submitted

582.0
KA 16-00048

PEOPLE
V
DOUGLAS C. TATNER

Appeal from a decision and order of the Monroe County Court (Christopher S. Ciaccio, J.), entered November 10, 2015. The order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for DOUGLAS C. TATNER Submitted

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

583.0
KA 15-00533

PEOPLE
V
BERNARD ROBERSON

Appeal from a judgment of Supreme Court, Erie County (Christopher J. Burns, J.), rendered February 24, 2015. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

ALAN WILLIAMS for BERNARD ROBERSON Submitted

DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK Submitted

584.0
KA 16-00350

PEOPLE
V
KASIM SAKINOVIC

Appeal from a judgment of the Herkimer County Court (John H. Crandall, J.), rendered December 16, 2014. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.

JOHN J. RASPANTE for KASIM SAKINOVIC Submitted

JACQUELYN M. ASNOE for THE PEOPLE OF THE STATE OF NEW YORK Submitted

585.0
KA 11-02607

PEOPLE
V
LAWRENCE GAINES

Appeal from a judgment of the Supreme Court, Monroe County (Daniel J. Doyle, J.), rendered October 17, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

ERIC M. DOLAN for LAWRENCE GAINES

Submitted

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

Submitted

586.0
KA 12-01912

PEOPLE
V
ROBERT G. GILL

Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered August 2, 2012. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree.

KIMBERLY J. CZAPRANSKI for ROBERT G. GILL

Submitted

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

587.0
KA 14-00060

PEOPLE
V
STEPHEN C. DAGGETT

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered October 30, 2013. The judgment convicted the defendant, upon a jury verdict, of assault in the second degree

DANIELLE WILD for STEPHEN C. DAGGETT

10 minutes

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

588.0
KA 15-01221

PEOPLE
V
JASON WILLIAMS

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered May 27, 2015. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree (four counts) and grand larceny in the fourth degree.

ROBERT L. KEMP for JASON WILLIAMS

10 minutes

DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

589.0
KA 13-00892

PEOPLE
V
AGAPE A. TOWNS

Appeal from a judgment of the Monroe County Court (John L. DeMarco, D.), rendered January 16, 2013. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree (two counts).

DIANNE C. RUSSELL for AGAPE A. TOWNS

10 minutes

LEAH MERIVNE for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

590.0
KA 15-00658

PEOPLE
V
AAMONI ROUSE

Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered March 10, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

PETER J. PULLANO for AAMONI ROUSE

10 minutes

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

10 minutes

591.0
CA 16-02047

KRISTY CARPENTER

V

PATRICK T. STEADMAN

Appeal from an order of the Supreme Court, Erie county (Catherine Nugent Panepinto, J.), entered August 18, 2016. The order denied the motion of defendants for summary judgment.

MATTHEW D. PFALZER for PATRICK T. STEADMAN

15 minutes

RICHARD A. NICOTRA for KRISTY CARPENTER

10 minutes

592.0
CA 16-01463

IN THE MATTER OF

SETTLED

TOWN OF GREECE

(GREECE GOLD BADGE CLUB)

Appeal from an order and judgment of the Supreme Court, Monroe County (Renee Forgens Minarek, A.J.), entered May 23, 2016. The order and judgment denied the petition to stay arbitration.

KYLE W. STURGESS for TOWN OF GREECE

JONATHAN G. JOHNSEN for GREECE GOLD BADGE CLUB

593.0
CA 16-01777

JUSTIN COFFEE

SETTLED

V

TANK INDUSTRY CONSULTANTS, INC.

Appeal from an order of the Supreme Court, Onondaga County (Donald A. Greenwood, J.), entered April 26, 2016. The order denied the motion of plaintiff to compel disclosure and granted the cross motion of third-party defendant for a protective order.

STEPHANIE VISCELLI for JUSTIN COFFEE

BRADY O'MALLEY for CDK INDUSTRIES, INC.

KEVIN PATRICK RYAN for WORLDWIDE INDUSTRIES CORP.

594.0
CA 16-01709

BARBARA DIVENS

V

FINGER LAKES GAMING AND RACING

Appeals from an order of the Supreme Court, Steuben County (Marianne Furfure, A.J.), entered December 2, 2015. The order denied the motion of Ramsey Constructors, Inc., to strike the note of issue and to compel discovery and denied the cross motions of defendants for summary judgment.

SHANNON R. BECKER for FINGER LAKES GAMING & RACING

10 minutes

BRIAN P. MINEHAN for RAMSEY CONSTRUCTORS, INC.

10 minutes

MARK P. HUTCHISON for BARBARA DIVENS

10 minutes

595.0
CA 16-02026

**IN THE MATTER OF
LAWRENCE GOODYEAR**

Appeal from an order of the Surrogate's Court, Erie County (Barbara Howe, S.), entered August 2, 2016. The order, among other things, denied respondents' motion to dismiss the proceeding.

ANDREW P. ZAPPIA for SWEPI, LP 15 minutes

DAVID G. OBERDICK for FREDERICK J. YOUNG 15 minutes

KEVIN M. KEARNEY for DANIEL M. GOODYEAR 15 minutes

596.0
CA 16-01967

**RONALD HANSFORD
V
MICHAEL WELLSBY**

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered February 26, 2016. The order denied the motion of plaintiff for summary judgment.

RICHARD E. UPDEGROVE for RONALD HANSFORD 15 minutes

ANDREW D. DRILLING for MICHAEL WELLSBY 10 minutes

597.0
CA 16-01898

**HILLCREST COATINGS, INC.
V
COLONY INSURANCE COMPANY**

Appeal from an order and judgment of the Supreme Court, Wyoming County (Deborah A. Chimes, J.), entered July 20, 2016. The order and judgment, inter alia, declared that defendant is obligated to provide a defense to plaintiffs in underlying litigation.

WILLIAM F. STEWART for COLONY INSURANCE COMPANY 15 minutes

ROBERT EDWARD KNOER for HILLCREST COATINGS, INC. 10 minutes

598.0
CA 15-01383

**MARILYN RODRIGUES
V
ROBERT LESSER**

Appeal from a decision and order of the Supreme Court, Oneida County (Patrick F. Macrae, J.), entered May 7, 2015. The decision and order, insofar as appealed from, granted the motion of defendant Mario Bevivino and Antonia Bevivino for reargument and, upon reargument, granted those defendants summary judgment for the period of August 1992 through September 15, 1992.

MO J. ATHARI for MARILYN RODRIGUES 10 minutes

MARC J. KAIM for MARIO BEVIVINO 10 minutes

599.0
CA 16-01682

**REHAB RESOURCES FOR PHYSICAL THERAPY
V
TENDER TOUCH REHAB SERVICES, LLC**

Appeal from a decision and order of the Supreme Court, Onondaga County (Walter Hafner, Jr., A.J.), entered November 23, 2015. The decision and order denied the motion of defendants Tender Touch Rehab Services, LLC, et al., to dismiss the complaint.

ELANA BEN-DOV for TENDER TOUCH REHAB SERVICES, LLC 15 minutes

W. BRADLEY HUNT for REHAB RESOURCES FOR PHYSICAL THERAPY 15 minutes

**600.0
CA 16-01331**

**JOSEPH SKITZKI
V
MELISSA NEAL**

Appeal from an order of the Supreme Court, Erie County (Dennis E. Ward, J.), entered November 20, 2015. The order, insofar as appealed from, granted plaintiff exclusive use and occupancy of real property located at 766 Auburn Avenue, Buffalo, directed the parties to divide the household furnishings at 766 Auburn Avenue and adjourned the cross motion of defendant for financial relief.

MELISSA NEAL for HERSELF 5 minutes

KELLY A. FERON for JOSEPH SKITZKI 15 minutes

KELLY LINN BALL, ATTORNEY FOR CHILD 5 minutes

**601.0
CA 16-01360**

**PATRICIA YOUNG-SZLAPAK
V
MARK YOUNG**

Appeal from an order of the Supreme Court, Erie County (Catherine Nugent Panepinto, J.), entered April 27, 2016. The order granted the motion of defendants for summary judgment dismissing the complaint and denied the cross motion of plaintiff for summary judgment.

MICHAEL FRANCIS BARRETT for PATRICIA YOUNG-SZLAPAK 10 minutes

ROBERT EDWARD KNOER for MARK YOUNG 10 minutes

DAY CALENDAR
Wednesday, April 12, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

602.0
KA 16-00218

PEOPLE
V
RYAN PARKISON

Appeal from a judgment of the Wayne County Court (John B. Nesbitt, J.), rendered October 8, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree and grand larceny in the third degree.

ROBERT TUCKER for RYAN PARKISON Submitted

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

603.0
KA 14-01249

PEOPLE
V
PATIQUE DONERLSON

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered May 22, 2014. The judgment convicted defendant, upon her plea of guilty, of criminal possession of a forged instrument in the second degree (two counts).

KIMBERLY F. DUGUAY for PATIQUE DONERLSON Submitted

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

604.0
KA 16-02041

PEOPLE
V
PAUL BLARR

Appeal from a judgment of the Supreme Court, Erie County (Michael Pietruszka, J.), rendered January 14, 2015. The judgment convicted defendant, upon his plea of guilty, of scheme to defraud in the first degree and grand larceny in the third degree (10 counts)

THOMAS J. EOANNOU for PAUL BLARR 10 minutes

JULIE BENDER FISKE for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

605.0
KA 14-01829

PEOPLE
V
JAMES LOPEZ

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered May 7, 2014. The judgment convicted defendant, upon his plea of guilty, of intimidating a victim in the third degree and endangering the welfare of a child.

PIOTR BANASIAK for JAMES LOPEZ Submitted

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

607.0
KA 15-00124

PEOPLE
V
ALEX S. DUMBLETON

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered November 13, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal contempt in the first degree

GARY M. PHILLIPS for ALEX S. DUMBLETON

Submitted

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

10 minutes

608.0
KA 16-01358

PEOPLE
V
KEVIN ROCKTASCHEL

Appeal from an order of the Erie County Court (David W. Foley, J.), entered June 20, 2016. The order denied defendant's motion requesting that he be terminated from the requirements of the Sex Offender Registration Act.

JAMES H. MAYNARD for KEVIN ROCKTASCHEL

10 minutes

MATTHEW B. POWERS for THE PEOPLE OF THE STATE OF NEW YORK

5 minutes

609.0
KA 16-02042

PEOPLE
V
PAUL BLARR

Appeal from a judgment of the Supreme Court, Erie County (Michael Pietruszka, J.), rendered January 13, 2015. The judgment convicted defendant, upon his plea of guilty, of scheme to defraud in the first degree and grand larceny in the third degree (3 counts).

THOMAS J. EOANNOU for PAUL BLARR

10 minutes

JULIE BENDER FISKE for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

610.0
KA 15-00923

PEOPLE
V
MICHAEL A. KING, JR.

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered March 27, 2015. The judgment convicted defendant, upon his plea of guilty, of sexual abuse in the first degree.

NICHOLAS P. DIFONZO for MICHAEL A. KING, JR.

10 minutes

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

10 minutes

611.0
CAF 16-00124

DAVID BUSSE
V
RUTH VANESSA TOLENTINO HUERTA

Appeal from a decision and order of the Family Court, Erie County (Mary G. Carney, J.), entered October 26, 2015, in a proceeding pursuant to Family Court Act article 6. The decision and order granted the petition of petitioner for sole custody.

TIMOTHY R. LOVALLO for RUTH VANESSA TOLENTINO HUERTA

5 minutes

RANDY STUART MARGULIS for DAVID BUSSE

10 minutes

ROSS S. GELBER, ATTORNEY FOR CHILD

5 minutes

612.0
CAF 15-01838

DARIO R. PEREZ
V
KARIN C. JOHNSON

Appeal from an order of the Family Court, Steuben County (Marianne Furfure, J.), entered October 23, 2015, in a proceeding pursuant to Family Court Act article 6. The order, among other things, adjudged that Karin C. Johnson shall continue to have sole legal custody and primary physical placement of the subject children.

MICHELLE A. COOKE for DARIO R. PEREZ

Submitted

COLLEEN G. ZINK for KARIN C. JOHNSON

Submitted

SALLY ANN MADIGAN, ATTORNEY FOR CHILD

Submitted

613.0
CAF 15-02046

**IN THE MATTER OF
LASONDRA D.**

Appeal from an order of the Family Court, Wyoming County (Michael F. Griffith, J.), entered November 9, 2015 in a proceeding pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent Victor S. had neglected the subject child.

PALOMA A. CAPANNA for VICTOR S.

15 minutes

WENDY S. SISSON for WYOMING CO. DEPT. OF SOCIAL SERVICES

Submitted

WILLIAM D. BRODERICK, JR., ATTORNEY FOR CHILD

Submitted

614.0
CAF 15-02047

**IN THE MATTER OF
LASONDRA D.**

Appeal from an order of the Family Court, Wyoming County (Michael F. Griffith, J.), entered November 18, 2015 in a proceeding pursuant to Family Court Act article 10. The order, among other things, continued the placement of the subject child in the custody of the paternal grandmother.

PALOMA A. CAPANNA for VICTOR S.

Submitted

WENDY S. SISSON for WYOMING CO. DEPT. OF SOCIAL SERVICES

Submitted

WILLIAM D. BRODERICK, JR., ATTORNEY FOR CHILD

Submitted

615.0
CA 16-01666

**KEITH MAY
V
BUFFALO MRI PARTNERS, L.P.**

Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered January 22, 2016. The order, insofar as appealed from, converted the motion of defendant Hari Gopal, M.D., to dismiss the amended complaint to a motion for summary judgment.

JENNA S. STRAZZULLA for HARI GOPAL, M.D.

15 minutes

ROLAND M. CERCONE for KEITH MAY

15 minutes

616.0
CA 16-01667

**KEITH MAY
V
BUFFALO MRI PARTNERS, L.P.**

Appeal from an order of the Supreme Court, Erie County (Frederick Marshall, J.), entered March 8, 2016. The order, insofar as appealed from, denied the motion of defendant Hari Gopal, M.D., for summary judgment dismissing the amended complaint.

JENNA S. STRAZZULLA for HARI GOPAL, M.D.

Submitted

ROLAND M. CERCONE for KEITH MAY

Submitted

617.0
CA 16-02043

MARGARET WOOSTER
V
QUEEN CITY LANDING, LLC

Appeal from an order and judgment of the Supreme Court, Erie County (Donna M. Siwek, J.), entered October 11, 2016. The order and judgment denied the motions of respondents to dismiss the petitions for lack of standing, granted the motion of respondents to dismiss the petition in proceeding no. 1, except insofar as allege that respondents violated General City Law §§ 27-A-(7) and 33 (8) (a), and denied and dismissed the petition in proceeding no. 2.

ARTHUR J. GIACALONE for MARGARET WOOSTER 30 minutes
MARC A. ROMANOWSKI for QUEEN CITY LANDING, LLC 20 minutes
JESSICA M. LAZARIN for CITY OF BUFFALO PLANNING BOARD 20 minutes

618.0
CA 16-02077

MARGARET WOOSTER
V
QUEEN CITY LANDING, LLC

Appeal from an order and judgment of the Supreme Court, Erie County (Donna M. Siwek, J.), entered November 9, 2016. The order and judgment, insofar appealed from, dismissed and denied the claim of petitioners alleging violation of the performance bond requirements of General City Law § 27-A (7).

ARTHUR J. GIACALONE for MARGARET WOOSTER Submitted
MARK A. ROMANOWSKI for QUEEN CITY LANDING, LLC Submitted
JESSICA M. LAZARIN for CITY OF BUFFALO PLANNING BOARD Submitted

619.0
CA 16-01958

LLOYD PICHE
V
SYNERGY TOOLING SYSTEMS, INC.

Appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered December 23, 2015. The order, among other things, granted the motion of defendant/third-party plaintiff Synergy Tooling Systems, Inc., for summary judgment dismissing the Labor Law § 240 (1) claim of plaintiff and denied plaintiff's cross motion for partial summary judgment on liability under Labor Law § 240 (1).

ANNE BELTZ RIMMLER for LLOYD PICHE 15 minutes
ROBERT E. SCOTT for SYNERGY TOOLING SYSTEMS, INC. 10 minutes
DANIEL T. HUNTER for C.V.M. ELECTRIC, INC. 10 minutes
AARON M. ADOFF for N. CHOOPS PAINTING AND DECORATING, Submitted

620.0
CA 16-01508

CATHERINE SCHRAUTH FORCUCCI
V
BOARD OF EDUCATION OF HAMBURG CSD

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered December 3, 2015. The order denied plaintiff's motion for summary judgment.

MARGARET A. MURPHY for CATHERINE SCHRAUTH FORCUCCI 15 minutes
PARICK J, HINES for BD. OF ED. OF HAMBURG CSD 15 minutes

621.0
CA 16-01731

CATHERINE SCHRAUTH FORCUCCI
V
BOARD OF EDUCATION OF HAMBURG CSD

Appeal from an order and judgment (one paper) of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered March 11, 2016. The order and judgment, insofar as appealed from, denied defendant's cross motion seeking leave to amend its answer to assert a lack of standing.

PATRICK J. HINES for BD. OF ED. OF HAMBURG CSD Submitted

MARGARET A. MURPHY for CATHERINE SCHRAUTH FORCUCCI Submitted

622.0
CA 16-00453

GREGORY G. GUZEK
V
B&L WHOLESALE SUPPLY, INC.

Appeal from a judgment of the Supreme Court, Erie County (Donna M. Siwek, J.), entered December 21, 2005. The judgment, upon a jury verdict finding no cause of action, awarded judgment to defendants for costs and disbursements.

MARTIN J. ZUFFRANIERI for GREGORY G. GUZEK 20 minutes

LEO T. FABRIZI for B&L WHOLESALE SUPPLY, INC. 10 minutes

623.0
CA 16-00459

GREGORY G. GUZEK
V
B&L WHOLESALE SUPPLY, INC.

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered December 21, 2005. The order denied plaintiff's motion to set aside the jury verdict.

MARTIN J. ZUFFRANIERI for GREGORY G. GUZEK Submitted

LEO T. FABRIZI for B&L WHOLESALE SUPPLY, INC. Submitted

624.0
CA 16-01767

L.E.M. FINANCIAL INC.
V
PENNY WILLIAMS CARDINALE

Appeal from an order of the Supreme Court, Cattaraugus County (Michael L. Nenko, A.J.), entered February 8, 2016. The order granted the motion of defendant JPMorgan Chase Bank, N.A. to dismiss the complaint.

LISA M. BROWNE for L.E.M. FINANCIAL INC. 15 minutes

BRUCE S. ZEFTEL for JP MORGAN CHASE BANK, N.A. 10 minutes

JOHN KIRBY COLLING for PENNY WILLIAMS CARDINALE Submitted

625.0
CA 16-01849

LOTS 4 LESS STORES, INC.
V
INTEGRATED PROPERTIES, INC.

Appeal from an order of the Supreme Court, Niagara County (Ralph A. Boniello, III, J.), entered January 8, 2016. The order granted the motion of defendants Integrated Properties, Inc., and IT Mid-City Plaza, LLC, to dismiss the complaint and dismissed the complaint against said defendants.

LINDA LALLI STARK for LOTS 4 LESS STORES, INC. 5 minutes

JASON J. CAFARELLA for INTEGRATED PROPERTIES, INC.

10 minutes

626.0
CA 16-01369

MAGGIE D. ARRINGTON
V
LARRY COHEN

Appeal from an order of the Supreme Court, Erie Court (Joseph R. Glowia, J.), entered April 7, 2016. The order denied the motion of defendant for summary judgment.

MEGAN F. ORGANEK for LARRY COHEN

15 minutes

MATTHEW J. KAISER for MAGGIE D. ARRINGTON

5 minutes

626.1
CAF 16-00999

MARC D. GSCHWEND
V
LAUREN N. DAVILA

Appeal from an order of the Family Court, Niagara County (John F. Batt, J.), entered August 21, 2015 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded respondent sole custody of the subject child.

CAROL ANN CONDON for MARC D. GSCHWEND

15 minutes

MICHELLE M. SCHWACH for LAUREN N. DAVILA

10 minutes

LEIGH E. ANDERSON, ATTORNEY FOR CHILD

10 minutes

DAY CALENDAR
Wednesday, April 12, 2017 - 10:00 AM
COURTROOM 2

627.0
KA 14-01501

PEOPLE
V
TYRELL KING

Appeal from a judgment of Supreme Court, Monroe County (Alex R. Renzi, J.), rendered June 18, 2014. The judgment convicted defendant, upon his plea of guilty, of arson in the third degree.

WILLIAM G. PIXLEY for TYRELL KING Submitted

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

628.0
KA 15-01969

PEOPLE
V
GREGORY GALBERTH

Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered August 12, 2015. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree (two counts).

GREGORY A. KILBURN for GREGORY GALBERTH Submitted

ERIC R. SCHIENER for THE PEOPLE OF THE STATE OF NEW YORK Submitted

629.0
KA 15-01176

PEOPLE
V
ROBERT J. KUNZ

Appeal from a decision and order of the Monroe County Court (John L. DeMarco, J.), dated May 22, 2015. The decision and order determined defendant to be a level three offender pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for ROBERT J. KUNZ Submitted

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

630.0
KA 15-00403

PEOPLE
V
ROBERT J. PROPST

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered March 2, 2015. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree.

TIMOTHY P. MURPHY for ROBERT J. PROPST Submitted

WILLIAM G. ZICKL for THE PEOPLE OF THE STATE OF NEW YORK Submitted

631.0
KA 16-00659

PEOPLE
V
THOMAS C. HALL

Appeal from a judgment of the Cattaraugus County Court (Ronald D. Ploetz, J.), rendered February 1, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal facilitation in the second degree.

JAY DAVID CARR for THOMAS C. HALL Submitted

	LORI PETTIT RIEMAN for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
632.0 KA 13-00943	PEOPLE V NELSON CASTILLO	
	Appeal from a judgment of the Supreme Court, Monroe (Alex R. Renzi, J.), rendered February 27, 2013. The judgment convicted defendant, upon a jury verdict, of criminal contempt in the first degree (five counts).	
	GUY A. TALIA for NELSON CASTILLO	10 minutes
	LEAH MERVINE for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
633.0 KA 12-02041	PEOPLE V STEPHANIE A. MEACHAM	
	Appeal from a judgment of the Seneca County Court (Dennis F. Bender, J.), rendered December 21, 2009. The judgment convicted defendant, upon a jury verdict, of gang assault in the first degree.	
	JOHN A. CIRANDO for STEPHANIE A. MEACHAM	15 minutes
	BARRY L. PORSCHE for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
634.0 KA 16-00575	PEOPLE V STEPHANIE A. MEACHAM	
	Appeal from a judgment of the Seneca County Court (Dennis F. Bender, J.), rendered May 10, 2010. The judgment convicted defendant, upon her plea of guilty, of attempted assault in the second degree	
	JOHN A. CIRANDO for STEPHANIE A. MEACHAM	Submitted
	BARRY L. PORSCHE for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
635.0 KA 15-01406	PEOPLE V EMMANUEL A. FREDERICK	
	Appeal from a judgment of the Oswego County Court (Donald E. Todd, J.), rendered July 28, 2015. The judgment convicted defendant, upon a jury verdict, of criminal possession of a controlled substance in the third degree (two counts) and criminal possession of a controlled substance in the fourth degree.	
	JARROD W. SMITH for EMMANUEL A. FREDERICK	5 minutes
	AMY L. HALLENBECK for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
636.0 KA 13-02116	PEOPLE V CHRISTOPHER M. HERR	
	Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered October 2, 2013. The judgment convicted defendant, upon a jury verdict, of assault in the second degree, false personation and resisting arrest.	
	MARY P. DAVISON for CHRISTOPHER M. HERR	Submitted
	ROBERT J. SHOEMAKER for THE PEOPLE OF THE STATE OF NEW YORK	Submitted

637.0
CAF 16-00340

**IN THE MATTER OF
DANYEL J.**

Appeal from an order of the Family Court, Jefferson County (Eugene J. Langone, Jr., J.), entered February 23, 2016, in a proceeding pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent Leeann K.-G. neglected the subject children and placed her under the supervision of petitioner.

CARA A. WALDMAN for LEEANN K.-G. 15 minutes

ARTHUR C. STEVER, IV, for JEFFERSON CO. DEPT. OF SOCIAL SERVICES 10 minutes

MELISSA L. KOFFS, ATTORNEY FOR CHILD 15 minutes

638.0
CAF 15-01832

**REFIC AVDIC
V
ZINETA AVDIC**

Appeals from an order of the Family Court, Oneida County (Louis P. Gigliotti, A.J.), entered September 4, 2015 in proceedings pursuant to Family Court Act article 6. The order, among other things, awarded petitioner sole custody of the subject child.

JOHN A. CIRANDO for ZINETA AVDIC 15 minutes

PETER J. DIGIORGIO, JR., for REFIC AVDIC 10 minutes

SUSAN B. MARRIS, ATTORNEY FOR CHILD 10 minutes

639.0
CAF 15-01654

**IN THE MATTER OF
BROOKLYN S.**

Appeal from an order of the Family Court, Onondaga County (Michele Pirro Bailey, J.), entered September 4, 2015, in a proceeding pursuant to Family Court Act article 10. The order, inter alia, determined that respondent Devin S. neglected the subject child.

JOHN A. CIRANDO for DEVIN S. 10 minutes

CATHERINE Z. GILMORE for ONONDAGA CO. DEPT. OF CHILD SERVICES Submitted

ELIZABETH SCHENCK, ATTORNEY FOR CHILD 10 minutes

640.0
CAF 16-00674

**LINDSAY TERRAMIGGI
V
JOSHUA TAROLLI**

Appeals from an order of the Family Court, Oswego County (Kimberly M. Seager, J.), entered March 31, 2016, in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted petitioner sole legal and physical child custody.

LINDA M. CAMPBELL for JOSHUA TAROLLI 15 minutes

LISA DIPOALA HABER for LINDSAY TERRAMIGGI 10 minutes

SUSAN B. MARRIS, ATTORNEY FOR CHILD 10 minutes

641.0
CA 16-01827

**GAIL JOHNSON
V
STATE OF NEW YORK**

Appeal and cross appeal from an interlocutory judgment of the Court of Claims (Michael E. Hudson, J.), entered December 16, 2015. The interlocutory judgment apportioned liability 30% to defendant and 70% to claimant.

KATHLEEN M. LANDERS for STATE OF NEW YORK 10 minutes

BRIAN CHAPIN YORK for GAIL JOHNSON 10 minutes

642.0
CA 16-02044

JOANN REFF
V
ANNA MELYNNE YOUNGBLOOD, M.D.

Appeal from an order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered July 29, 2016. The order, insofar as appealed from, denied in part the motion of defendant Mahmoud Hamza, M.D., for summary judgment.

DANIEL P. LARABY for MAHMOUD HAMZA, M.D. 10 minutes

JEFF D. DEFRANCISCO for JOANN REFF 10 minutes

643.0
CA 15-02142

LAURENCE GUTTMACHER, M.D.
V
STEVEN JANAKIEVSKI

Appeal, by permission of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Monroe County Court (Vincent M. Dinolfo, J.), dated December 23, 2015, in a proceeding pursuant to CPL 330.20 (9). The order, among other things, denied petitioner's application and directed the immediate release of respondent from the care and custody of petitioner.

JONATHAN D. HITSOUS for LAURENCE GUTTMACHER, M.D. 10 minutes

DANIELLE WILD for STEVEN JANAKIEVSKI 10 minutes

644.0
CA 16-01247

DETROY LIVINGSTON
V
STATE OF NEW YORK

Appeal from a decision and order of the Court of Claims (Renee Forgensi Minarik, J.), entered March 23, 2016. The decision and order granted the motion to dismiss the claim and dismissed the claim.

DETROY LIVINGSTON for HIMSELF Submitted

ZAINAB A. CHAUDHRY for STATE OF NEW YORK Submitted

645.0
CA 16-00228

MICHAEL BETHEA
V
ANTHONY ANNUCCI

Appeal from a judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered January 20, 2016 in a proceeding pursuant to CPLR article 78. The judgment, among other things, dismissed the petition.

ADAM W. KOCH for MICHAEL BETHEA Submitted

JEFFREY W. LANG for ANTHONY ANNUCCI Submitted

646.0
CA 16-01152

JOSEPH DUPRE
V
WILLIAM S. ARANT

Appeal from an order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered March 22, 2016. The order, insofar as appealed from, granted the motion of defendant GYMO Architecture, Engineering & Land Surveying, P.C., and dismissed the complaint against said defendant.

ROBERT A. QUATTROCCI for JOSEPH DUPRE 15 minutes

BRITTANY L. MURGALLIS for GYMO ARCHITECTURE 10 minutes

RYAN SUSER for WILLIAM S. ARANT 10 minutes

647.0
CA 16-01346

JOSEPH DUPRE
V
WILLIAM S. ARANT

Appeal from a decision and order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered March 4, 2016. The decision and order, insofar as appealed from, denied the motion of plaintiff for partial summary judgment and granted the cross motion of defendant William S. Arant for summary judgment dismissing the complaint.

ROBERT A. QUATTROCCI for JOSEPH DUPRE Submitted

RYAN SUSER for WILLIAM S. ARANT Submitted

648.0
OP 16-01993

LEON ANDERSON
V
WILLIAM MCGUIRE

Proceeding pursuant to Public Officers Law § 36 (initiated in the Appellate Division of the Supreme Court in the Fourth Judicial Department) for the removal of respondent William McGuire from the public office of Village Officer of Interlaken Village Board of Trustees.

LUCIANO L. LAMA for LEON ANDERSON 10 minutes

DAVID LEE FOSTER for WILLIAM MCGUIRE 5 minutes

DAY CALENDAR
Thursday, April 13, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

671.0
CA 16-00902

DAVID G. HARRIS
V
WARD GREENBERG HELLER & REIDY LLP

Appeal from a decision and order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered February 1, 2016. The decision and order, inter alia, granted the motions to dismiss the complaint and for sanctions and dismissed the supplemental verified complaint.

DAVID G. HARRIS for HIMSELF	15 minutes
HAROLD A. KURLAND for WARD GREENBERG HELLER & REIDY LLP	10 minutes
JOHN J. SULLIVAN for BRIAN F. DEJOSEPH	5 minutes
THOMAS S. D'ANTONIO for SYRACUSE UNIVERSITY	10 minutes

672.0
CA 16-01567

DAVID G. HARRIS
V
WARD GREENBERG HELLER & REIDY LLP

Appeal from a decision and order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered July 28, 2016. The decision and order assessed monetary sanctions against plaintiff.

DAVID G. HARRIS for HIMSELF	Submitted
HAROLD A. KURLAND for WARD GREENBERG HELLER & REIDY LLP	Submitted
JOHN J. SULLIVAN for BRIAN F. DEJOSEPH	Submitted
THOMAS S. D'ANTONIO for SYRACUSE UNIVERSITY	Submitted

649.0
TP 16-02045

LEONIDAS SIERRA
V
DONALD E. VENETTOZZI

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, Cayuga County [Mark H. Fandrigh, A.J.], entered November 2, 2016) to review a determination of respondent. The determination found after a Tier III hearing that petitioner violated an inmate rule.

LEONIDAS SIERRA for HIMSELF	Submitted
MARCUS J. MASTRACCO for DONALD E. VENETTOZZI	Submitted

650.0
TP 16-01796

TROY WASHINGTON
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, A.J.], entered October 4, 2016) to review a determination of respondent. The determination found after Tier III hearing that petitioner had violated various inmate rules.

	ADAM W. KOCH for TROY WASHINGTON	Submitted
	KATHLEEN M. TREASURE for ANTHONY ANNUCCI	Submitted
651.0 KA 15-02093	PEOPLE V HEATH E. JUNE	
	Appeal from an order of the Oswego County Court (Donald E. Todd, J.), dated March 10, 2014. The order determined defendant to be a level two risk pursuant to the Sex Offender Registration Act.	
	RICHARD L. SULLIVAN for HEATH E. JUNE	Submitted
	AMY L. HALLENBECK for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
652.0 KA 15-00454	PEOPLE V KEVYN MICHAEL KREMBEL	
	Appeal from a decision and order of the Supreme Court, Monroe County (Joanne M. Winslow, J.), entered February 4, 2015. The decision and order determined defendant to be a level three offender pursuant to the Sex Offender Registration Act.	
	KIMBERLY F. DUGUAY for KEVYN MICHAEL KREMBEL	Submitted
	NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
653.0 KA 07-00150	PEOPLE V GLEN PENDERGRAPH	
	Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered November 29, 2006. The judgment convicted defendant, upon a jury verdict, of murder in the second degree and criminal possession of a weapon in the second degree.	
	PIOTR BANASIAK for GLEN PENDERGRAPH	15 minutes
	JAMES P. MAXWELL for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
654.0 KA 13-01902	PEOPLE V DEAN ORLANDO PIZARRO	
	Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered June 24, 2013. The judgment convicted defendant, upon a jury verdict, of murder in the second degree and criminal possession of a weapon in the second degree.	
	LINDA M. CAMPBELL for DEAN ORLANDO PIZARRO	15 minutes
	JAMES P. MAXWELL for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
655.0 KA 15-00325	PEOPLE V EDUARDO BURTES	
	Appeal from a judgment of the Yates County Court (W. Patrick Falvey, J.), rendered February 3, 2015. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the third degree.	
	JOHN A. CIRANDO for EDUARDO BURTES	10 minutes

656.0 KA 16-00869	<p>DAVID G. MASHEWSKE for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes</p> <p>PEOPLE V GREGORY J. VOGT</p> <p>Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered June 8, 2015. The judgment convicted defendant, upon his plea of guilty, of attempted assault in the second degree</p> <p>MATTHEW J. RICH for GREGORY J. VOGT 5 minutes</p> <p>KATHERINE K. BOGAN for THE PEOPLE OF THE STATE OF NEW YORK Submitted</p>
657.0 KA 14-00055	<p>PEOPLE V MARCELLUS W. TIMMONS</p> <p>Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered November 4, 2013. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.</p> <p>BRIDGET L. FIELD for MARCELLUS W. TIMMONS 10 minutes</p> <p>DANIEL A. GROSS for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes</p>
658.0 CAF 15-02122	<p>IN THE MATTER OF AKAYLA M.</p> <p>Appeal from an order of the Family Court, Onondaga County (Michele Pirro Bailey, J.), entered December 4, 2015 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, terminated respondent's parental rights with respect to the subject child.</p> <p>JOHN A. CIRANDO for MARIE M. 10 minutes</p> <p>CATHERINE Z. GILMORE for ONONDAGA CO. DEPT. OF CHILD SERVICES Submitted</p> <p>SUSAN B. MARRIS, ATTORNEY FOR CHILD 10 minutes</p>
659.0 CAF 15-02125	<p>IN THE MATTER OF ALONDRA S.</p> <p>Appeal from an order of the Family Court, Onondaga County (Michele Pirro Bailey, J.), entered December 4, 2015 in a proceeding pursuant to Social Services Law § 384-b. The order, among other things, terminated respondent's parental rights with respect to the subject children.</p> <p>JOHN A. CIRANDO for MARIE M. Submitted</p> <p>CATHERINE Z. GILMORE for ONONDAGA CO. DEPT. OF CHILD SERVICES Submitted</p> <p>SUSAN B. MARRIS, ATTORNEY FOR CHILD Submitted</p>
660.0 CAF 16-02036	<p>COURTNEY L. KLEINBACH V ANDREW W. CULLERTON</p> <p>Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered February 16, 2016, in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted sole child custody to Courtney L. Kleinbach.</p> <p>MICHAEL A ROSENBLOOM for ANDREW W. CULLERTON 10 minutes</p>

	DAVID J. PAJAK for COURTNEY L. KLEINBACH	5 minutes
	WENDY S. SISSON, ATTORNEY FOR CHILD	5 minutes
661.0 CAF 16-02038	COURTNEY L. KLEINBACH V ANDREW W. CULLERTON	
	Appeal from an order of the Family Court, Geneseo County (Eric R. Adams, J.), entered June 28, 2016, in a proceeding pursuant to Family Court Act article 6. The order, inter alia, denied in part the motion of Andrew W. Cullerton to modify an order of custody and visitation.	
	MICHAEL A ROSENBLOOM for ANDREW W. CULLERTON	Submitted
	DAVID J. PAJAK for COURTNEY L. KLEINBACH	Submitted
	WENDY S. SISSON, ATTORNEY FOR CHILD	Submitted
664.0 CAF 16-00204	LAURALEE PFALZER V JOHN E. PFALZER	
	Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered December 22, 2015, in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition for the enforcement or modification of custody.	
	BRIDGET L. FIELD for LAURALEE PFALZER	10 minutes
	PAUL T. BUERGER, JR., for JOHN E. PFALZER	10 minutes
	JEFFREY D. OSHLAG, ATTORNEY FOR CHILD	10 minutes
665.0 CA 16-01955	COMBUSTION SCIENCE & ENGINEERING V ARGUS ENGINEERING, PLLC	
	Appeal from an order and judgment of the Supreme Court, Onondaga County (James P. Murphy, J.), entered January 14, 2016. The order and judgment granted the motion of defendant for a directed verdict and dismissed the complaint.	
	LOUIS LEVINE for COMBUSTION SCIENCE & ENGINEERING	15 minutes
	JOHN JOSEPH MARZOCCHI for ARGUS ENGINEERING, PLLC	10 minutes
666.0 CA 16-01784	CHARLES B. CUMMINGS V ROBERT W. MANVILLE	
	Appeal from an order of the Supreme Court, Monroe County (Renee F. Minarik, A.J.), entered February 1, 2016. The order granted the motion of defendant for summary judgment.	
	MATTHEW J. KAISER for CHARLES B. CUMMINGS	10 minutes
	MELANIE S. WOLK for ROBERT W. MANVILLE	10 minutes
667.0 CA 16-01798	MARK SCHEIDELMAN V STATE OF NEW YORK	

Appeal from an order of the Court of Claims (Francis T. Collins, J.), entered April 5, 2016. The order, among other things, granted defendant's motion to dismiss the claim.

FRANK POLICELLI for MARK SCHEIDELMAN 15 minutes

BRIAN D. GINSBERG for STATE OF NEW YORK 10 minutes

668.0
CA 16-01733

LARRY D. GARDNER
V
WILLIAM P. CHESTER

Appeal from an order of the Supreme Court, Erie County (Catherine Nugent Panepinto, J.), entered August 19, 2016. The order, insofar as appealed from, granted the motion of plaintiff for summary judgment on the issue of defendants' negligence.

MATTHEW D. PFALZER for WILLIAM P. CHESTER 10 minutes

GREGORY V. PAJAK for LARRY D. GARDNER 10 minutes

669.0
CA 16-01712

TODD SPRING
V
COUNTY OF MONROE

Appeals from an order of the Supreme Court, Monroe County (James P. Murphy, J.), entered June 6, 2016. The order, inter alia, denied the motions of defendants to dismiss the complaint.

EUGENE WELCH for COUNTY OF MONROE 15 minutes

JEFFREY WICKS for KAREN FABI 15 minutes

GLENN E. PEZZULO for TODD SPRING 15 minutes

670.0
CA 16-00227

RUSSELL HOLDER
V
ANTHONY ANNUCCI

Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered January 20, 2016. The memorandum and judgment dismissed the CPLR article 78 petition.

LEAH R. NOWOTARSKI for RUSSELL HOLDER Submitted

PATRICK A. WOODS for ANTHONY ANNUCCI Submitted

673.0
CA 16-01211

ROXANNE WILLIAMS
V
CITY OF ROCHESTER

Appeal from an order of the Supreme Court, Monroe County (Thomas A. Standar, J.), entered February 2, 2016. The order directed the County of Monroe to provide certain transcripts to the court for incamera review.

MALLORIE C. RULISON for COUNTY OF MONROE 10 minutes

E. ROBERT FUSSELL for ROXANNE WILLIAMS Submitted