

DAY CALENDAR
Wednesday, April 11, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

592.0
TP 17-01958

OCCUPATIONAL SAFETY & ENVIRONMENTAL
V
N.Y.S. DEPT. OF ECONOMIC DEVELOPMENT

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, Erie County [John F. O'Donnell, J.], entered November 8, 2017) to review a determination of respondents. The determination denied petitioner's application for re-certification as a Women-Owned Business Enterprise.

PATRICIA GILLEN for OCCUPATIONAL SAFETY & ENVIRONMENTAL

Submitted

OWEN DEMUTH for N.Y.S. DEPT. OF ECONOMIC DEVELOPMENT

Submitted

593.0
KA 15-01349

PEOPLE
V
ISIAH WILLIAMS, JR.

Appeal from a judgment of the Ontario County Court (Frederick G. Reed, J.), rendered August 5, 2015. The judgment convicted defendant, upon a jury verdict, of criminal possession of a forged instrument in the second degree.

ISIAH WILLIAMS, JR., for HIMSELF

Submitted

V. CHRISTOPHER EAGGLESTON for PEOPLE OF THE STATE OF NEW YORK

Submitted

594.0
KA 16-00747

PEOPLE
V
BRIAN TCHIYUKA

Appeal from a judgment of the Oneida County Court (Michael L. Dwyer, J.), rendered April 10, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the seventh degree.

MATTHEW C. HUG for BRIAN TCHIYUKA

Submitted

STEVEN G. COX for PEOPLE OF THE STATE OF NEW YORK

Submitted

595.0
KA 17-00301

PEOPLE
V
DARIUS TURNER

Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered February 24, 2016. The judgment convicted defendant, upon a jury verdict, of promoting prison contraband in the first degree and criminal possession of a weapon in the third degree.

NORMAN P. EFFMAN for DARIUS TURNER

Submitted

LAWRENCE FRIEDMAN for PEOPLE OF THE STATE OF NEW YORK

Submitted

596.0
KA 15-00932

PEOPLE
V
SAUL D. STANDSBLACK

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered April 13, 2015. The judgment convicted defendant, upon a jury verdict, of burglary in the second degree.

CAITLIN M. CONNELLY for SAUL D. STANDSBLACK 10 minutes

SHIRLEY A. GORMAN for PEOPLE OF THE STATE OF NEW YORK 15 minutes

597.0
KA 15-00826

PEOPLE
V
SAUL D. STANDSBLACK

Appeal, by permission of a Justice of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Genesee County Court (Robert C. Noonan, J.), dated April 8, 2015. The order denied defendant's motion pursuant to CPL 440.10 to vacate the judgment convicting him of sexual abuse in the first degree.

CAITLIN M. CONNELLY for SAUL D. STANDSBLACK Submitted

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

598.0
KA 17-01093

PEOPLE
V
SHANE CARDINALE

Appeal from an order of the Cayuga County Court (Thomas G. Leone, J.), entered April 4, 2017. The order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

ADAM H. VAN BUSKIRK for SHANE CARDINALE Submitted

AMANDA LYNN CASSELMAN for PEOPLE OF THE STATE OF NEW YORK Submitted

599.0
KA 14-02214

PEOPLE
V
ISIAH WILLIAMS, JR.

Appeal from a judgment of the Supreme Court, Monroe County (Frederick G. Reed, A.J.), rendered December, 5, 2014. The judgment resentenced defendant, upon convictions of criminal possession of a forged instrument in the second degree (four counts) and criminal possession of stolen property in the fifth degree

ISIAH WILLIAMS, JR., for HIMSELF Submitted

SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK Submitted

600.0
KA 13-01192

PEOPLE
V
DEVONTE S. LIVELY

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered June 13, 2013. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.

BRIAN SHIFFRIN for DEVONTE S. LIVELY 15 minutes

LEAH R. MERVINE for PEOPLE OF THE STATE OF NEW YORK 15 minutes

601.0
KA 17-00695

PEOPLE
V
ADIFAH WILKES

Appeal from a judgment of the Erie County Court (Sheila A. DiTullio, J.), rendered March 15, 2017. The judgment convicted defendant, upon her plea of guilty, of criminal possession of a weapon in the second degree.

MICHAEL STACHOWSKI for ADIFAH WILKES 15 minutes

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

602.0
KA 16-01230

PEOPLE
V
JOHANNA ROMAN

Appeal from a judgment of the Oneida County Court (Barry M. Donalty, J.), rendered April 29, 2010. The judgment convicted defendant, upon her plea of guilty, of assault in the second degree.

BRIAN SHIFFRIN for JOHANNA ROMAN 10 minutes

STEVEN G. COX for PEOPLE OF THE STATE OF NEW YORK Submitted

603.0
KA 15-00702

PEOPLE
V
IRA T. WILLIS

Appeal from a judgment of the Supreme Court, Monroe County (Francis A. Affronti, J.), rendered July 3, 2012. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

JANET C. SOMES for IRA T. WILLIS 5 minutes

SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK 5 minutes

604.0
KA 15-02121

PEOPLE
V
ISIAH WILLIAMS

Appeal from a judgment of the Supreme Court, Monroe County (Frederick G. Reed, A.J.), rendered December 4, 2015. The judgment convicted defendant, upon a jury verdict, of criminal possession of a forged instrument in the second degree (two counts), petit larceny and scheme to defraud in the first degree.

ISIAH WILLIAMS, JR., for HIMSELF Submitted

SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK Submitted

606.0
CA 17-02111

GREGORY ROHR
V
JAMES DEWALD

Appeal from an order of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered June 5, 2017. The order, insofar as appealed from, denied the cross motion of defendant Pumpcrete Corporation for partial summary judgment dismissing plaintiff's Labor Law § 241 (6) cause of action.

GLENN E. PEZZULO for PUMPCRETE CORPORATION 15 minutes

PATRICK A. LITTLE for GREGORY ROHR 10 minutes

607.0
CA 17-01933

TINA KNAPP
V
FINGER LAKES NY, INC.

Appeal from an order of the Supreme Court, Monroe County (Evelyn Frazee, J.), entered July 18, 2017. The order, insofar as appealed from, denied the motion of plaintiff for summary judgment on their breach of contract claims, for dismissal of defendants' counterclaims and for an award of money damages.

RYAN K. CUMMINGS for TINA KNAPP

15 minutes

ERIC M. DOLAN for FINGER LAKES NY, INC.

Submitted

608.0
CA 17-01757

PAUL E. SUCHER

SETTLED

V

TOWN OF ONTARIO

Appeal from an order of the Supreme Court, Wayne County (John P. Nesbitt, A.J.), entered December 15, 2016 in a proceeding pursuant to CPLR article 78. The order granted the petition in part.

RICHARD T. WILLIAMS, II, for TOWN OF ONTARIO

CHARLES D. STEINMAN for PAUL E. SUCHER

609.0
CA 17-01604

PATTI M. DECHOW

V

TERRY DECHOW

Appeal from a judgment of the Supreme Court, Cattaraugus County (Jeremiah J. Moriarty, III, J.), entered April 11, 2017. The judgment, among other things, distributed the marital property.

STEVEN G. WISEMAN for PATTI M. DECHOW

10 minutes

EMILY A. VELLA for TERRY DECHOW

10 minutes

610.0
CA 17-01605

PATTI M. DECHOW

V

TERRY DECHOW

Appeal from an order of the Supreme Court, Cattaraugus County (Jeremiah J. Moriarty III, J.), entered April 11, 2017. The order, among other things, awarded defendant attorney fees in the amount of \$3,142.75.

STEVEN G. WISEMAN for PATTI M. DECHOW

Submitted

EMILY A. VELLA for TERRY DECHOW

Submitted

611.0
CA 17-01913

HELEN L. HELD-CUMMINGS

V

MARK L. OSMUNDSON

Appeal from a memorandum decision and order of the Supreme Court, Jefferson County (Hugh A. Gilbert, J.), entered June 1, 2017. The memorandum decision and order denied the motion of defendant for copies of all transcripts relating to a divorce action.

MARK L. OSMUNDSON for HIMSELF

Submitted

MARK A. WOLBER for HELEN L. HELD-CUMMINGS

Submitted

612.0
CA 17-01661

ALYSON GRAHAM

V

STATE OF NEW YORK

Appeal from a judgment of the Court of Claims (Catherine C. Schaewe, J.), entered December 15, 2016. The judgment dismissed the claim after a trial on liability.

JOHN A. COLLINS for ALYSON GRAHAM

15 minutes

KATE H. NEPVEU for STATE OF NEW YORK

10 minutes

613.0
CA 17-02016

CARYN A. KNOP

V

DAVID T. CULLEN

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered February 23, 2017. The order granted the motion of defendant for summary judgment and dismissed the complaint.

DAVID J. WOLFF, JR., for CARYN A. KNOP

15 minutes

TIFFANY L. D'ANGELO for DAVID T. CULLEN

10 minutes

613.1
TP 17-01824

FREDERICK L. WILLIAMS

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, Erie County [Russell P. Buscaglia, A.J.], entered September 15, 2017) to review a determination of respondent. The determination found after a tier III hearing that petitioner had violated various inmate rules.

FREDERICK L. WILLIAMS for HIMSELF

Submitted

MARCUS J. MASTRACCO for ANTHONY ANNUCCI

Submitted