

DAY CALENDAR
Tuesday, April 3, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

431.0
TP 17-01553

FRANK D'ANTUONO
V
HAROLD D. GRAHAM

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, Cayuga County [Thomas G. Leone, A.J.], entered August 22, 2017) to review a determination of respondent. The determination found after a tier III hearing that petitioner had violated various inmate rules.

FRANK D'ANTUONO for HIMSELF

Submitted

VICTOR PALADINO for HAROLD D. GRAHAM

Submitted

432.0
KA 16-01260

PEOPLE
V
VALVANO YAZZIE

Appeal from a judgment of the Supreme Court, Erie County (John L. Michalski, J.), rendered June 8, 2016. The judgment convicted defendant, upon his plea of guilty, of attempted criminal sexual act in the first degree.

TIMOTHY P. MURPHY for VALVANO YAZZIE

Submitted

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

Submitted

433.0
KA 16-01259

PEOPLE
V
VALVANO YAZZIE

Appeal from a judgment of the Supreme Court, Erie County (John L. Michalski, J.), rendered June 8, 2016. The judgment convicted defendant, upon his plea of guilty, of driving while intoxicated, a class E felony.

TIMOTHY P. MURPHY for VALVANO YAZZIE

Submitted

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

Submitted

434.0
KA 16-01945

PEOPLE
V
JAMES L. MILLS, JR.

Appeal from a judgment of the Ontario County Court (William F. Kocher, J.), rendered February 3, 2016. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the third degree and grand larceny in the fourth degree.

CARA A. WALDMAN for JAMES L. MILLS, JR.

Submitted

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

Submitted

435.0
KA 15-01191

PEOPLE
V
ROSS MCKINNEY

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered April 20, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.

PHILIP ROTHSCHILD for ROSS MCKINNEY

Submitted

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

Submitted

436.0
KA 17-00456

PEOPLE

V

JAMES W. RYDZESKI

Appeal from a judgment of the Supreme Court, Ontario County (Craig J. Doran, J.), rendered February 5, 2016. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree (two counts).

CARA A. WALDMAN for JAMES W. RYDZESKI

Submitted

JASON A. MACBRIDE for PEOPLE OF THE STATE OF NEW YORK

Submitted

437.0
KA 16-00310

PEOPLE

V

ERIC BACON

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti A.J.), rendered May 29, 2015. The judgment convicted defendant, upon a jury verdict, of assault in the first degree.

JOHN A. CIRANDO for ERIC BACON

15 minutes

NICOLE K. INTSCHERT for PEOPLE OF THE STATE OF NEW YORK

10 minutes

438.0
KA 16-01900

PEOPLE

V

GARY GRAHAM

Appeal from a decision and order of the Supreme Court, Monroe County (Alex R. Renzi, J.), entered April 13, 2016. The decision and order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for GARY GRAHAM

Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK

Submitted

439.0
KAH 16-01343

PEOPLE EX REL.

DARRYL GRATE

V

MICHELLE ARTUS

Appeal from a decision and judgment of the Supreme Court, Livingston County (Robert B. Wiggins, A.J.), entered September 29, 2015. The decision and judgment denied and dismissed the petition for a writ of habeas corpus.

CHARLES J. GREENBERG for DARRYL GRATE

5 minutes

KATE H. NEPVEU for MICHELLE ARTUS

Submitted

440.0
CAF 16-00952

In the Matter of

JASON B.

Appeal from an order of the Family Court, Yates County (W. Patrick Falvey, J.), entered May 18, 2016 in a proceeding pursuant to Social Services Law § 384-b. The order terminated the parental rights of respondents.

	JOHN A. CIRANDO for PHYLLIS B.	10 minutes
	ALEXANDRA BURKETT for YATES COUNTY D.S.S.	10 minutes
	JOSEPH S. DRESSNER, ATTORNEY FOR CHILD	10 minutes
	MARYBETH D. BARNET, ATTORNEY FOR CHILD	5 minutes
441.0 CAF 16-02012	In the Matter of JENESSA L.M.	
	Appeal from an order of the Family Court, Erie County (Margaret O. Szczur, J.), entered September 26, 2016 in a proceeding pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent had neglected the subject child and placed respondent under the supervision of petitioner.	
	DAVID J. PAJAK for SHAWN C.P.	5 minutes
	REBECCA CRONAN HOFFMAN for ERIE COUNTY D.S.S.	5 minutes
	JAMIE CODJOVI, ATTORNEY FOR CHILD	5 minutes
442.0 CAF 16-01851	CHRISTOPHER M. BEYER V MELINDA G. HOFMANN	
	Appeal from an order of the Family Court, Erie County (Brenda M. Freedman, J.), entered August 31, 2016, in a proceeding pursuant to Family Court Act article 6. The order denied the petition for custody and visitation.	
	DENIS A. KITCHEN, JR., for CHRISTOPHER M. BEYER	10 minutes
	JAMES C. DEMARCO, III, for MELINDA G. HOFMANN	Submitted
	JENNIFER M. PAULINO, ATTORNEY FOR CHILD	Submitted
443.0 CA 17-02091	ROCHESTER GENESEE REGIONAL TRANSPORTATION AUTHORITY V JOHN R. STENSRUD	
	Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered August 1, 2017. The order denied the motions of respondents John R. Stensrud and Marie B. Stensrud seeking leave to renew and reargue.	
	JOHN T. REFERMAT for JOHN R. STENSRUD	15 minutes
	KATHLEEN M. BENNETT for ROCHESTER GENESEE REGIONAL	15 minutes
444.0 CA 17-01982	BROADWAY WAREHOUSE CO. V BUFFALO BARN BOARD, LLC	
	Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered August 14, 2017. The order granted the motion of defendant David R. Pfalzgraf, Jr., to dismiss the complaint.	
	J. MICHAEL LENNON for BROADWAY WAREHOUSE CO.	15 minutes
	BRADLEY A. HOPPE for DAVID R. PFALZGRAF, JR.	10 minutes
445.0 CA 17-02103	DARELYN CLAUSE V ERIE COUNTY MEDICAL CENTER	

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered July 19, 2017. The order denied the motion of plaintiff for an extension of time to perfect service of process on defendants William L. Flynn, Jr., M.D., and James K. Farry, M.D.

JARROD W. SMITH for DARELYN CLAUSE

10 minutes

MICHAEL J. WILLETT for ERIE COUNTY MEDICAL CENTER

15 minutes

446.0
CA 17-01962

CARMEN VEGA
V
SHERRY M. CRANE

Appeal from an order of the Supreme Court, Genesee County (Emilio L. Colaiacovo, J.), entered February 10, 2017. The order, insofar as appealed from, granted the cross motion of plaintiff for summary judgment against defendants Sherry M. Crane, as Administrator of the Estate of Collin Ward Crane, Deceased, and Jeffrey Crane on the issues of negligence and serious injury.

MICHAEL J. CHMIEL for SHERRY M. CRANE

10 minutes

CAROL A. MCKENNA for CARMEN VEGA

10 minutes

447.0
CA 17-01439

APRIL M. ROZMUS
V
WESLEYAN CHURCH OF HAMBURG

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered November 22, 2016. The order, insofar as appealed from, granted the motions of defendants for summary judgment and dismissed the complaint.

JOHN A. COLLINS for APRIL M. ROZMUS

10 minutes

DANIEL KENNETH CARTWRIGHT for WESLEYAN CHURCH OF HAMBURG

10 minutes

SCOTT D. STORM for XERTION YOUTH, INC.

10 minutes

CLAUDIA P. LOVAS for NORTHGATE CHRISTIAN COMMUNITY

10 minutes

448.0
CA 15-00493

ELLEN WOLOSZUK
V
WENDE LOGAN-YOUNG, M.D.

Appeal from an order of the Supreme Court, Monroe County (William P. Polito, J.), entered May 27, 2014. The order denied the motion of defendants to amend their answer.

MARGARET E. SOMERSET for WENDE LOGAN-YOUNG, M.D.

15 minutes

WILLIAM A. QUINLAN for ELLEN WOLOSZUK

Submitted

CRAIG RANDALL WATSON for JACEK WOLOSZUK

Submitted

449.0
CA 15-00494

ELLEN WOLOSZUK
V
WENDE LOGAN-YOUNG, M.D.

Appeal from an order of the Supreme Court, Monroe County (William P. Polito, J.), entered July 7, 2014. The order, insofar as appealed from, denied the motion of defendants Wendé Logan-Young, M.D., and Philip Murphy, M.D., to strike as abandoned the motion of plaintiffs for sanctions or to renew their opposition to sanctions.

	MARGARET E. SOMERSET for PHILIP MURPHY, M.D.	Submitted
	CRAIG RANDALL WATSON for ELLEN WOLOSZUK	Submitted
450.0 CA 15-00495	ELLEN WOLOSZUK V WENDE LOGAN-YOUNG, M.D.	
	Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered December 23, 2014. The order, inter alia, granted the motion of plaintiffs to strike the answer of Wende Logan-Young, M.D., doing business as Elizabeth Wende Breast Clinic, LLC.	
	MARGARET E. SOMERSET for WENDE LOGAN-YOUNG, M.D.	Submitted
	CRAIG RANDALL WATSON for ELLEN WOLOSZUK	Submitted
451.0 CA 15-00496	ELLEN WOLOSZUK V WENDE LOGAN-YOUNG, M.D.	
	Appeal from an order of the Supreme Court, Monroe County (William P. Polito, J.), entered December 23, 2014. The order, insofar as appealed from, granted the motion of plaintiffs to amend the caption and directed that the previously imposed sanction of striking the answer shall apply to Wende Logan-Young, M.D., doing business as Elizabeth Wende Breast Clinic, LLC.	
	MARGARET E. SOMERSET for WENDE LOGAN-YOUNG, M.D.	Submitted
	CRAIG RANDALL WATSON for ELLEN WOLOSZUK	Submitted
452.0 CA 15-01165	ELLEN WOLOSZUK V WENDE LOGAN-YOUNG, M.D.	
	Appeal from an amended order of the Supreme Court, Monroe County (William P. Polito, J.), entered March 20, 2015. The amended order, insofar as appealed from, granted the motion of plaintiffs to amend the caption and directed that the previously imposed sanction of striking the answer shall apply to Wende Logan-Young, M.D., doing business as Elizabeth Wende Breast Clinic, LLC.	
	MARGARET E. SOMERSET for WENDE LOGAN-YOUNG, M.D.	Submitted
	CRAIG RANDALL WATSON for ELLEN WOLOSZUK	Submitted
453.0 CA 17-02126	TOWER BROADCASTING, LLC V EQUINOX BROADCASTING CORP.	
	Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered August 21, 2017. The order denied the motion of defendant to dismiss the complaint and the motion of defendant for a change of venue.	
	DANIEL R. NORTON for EQUINOX BROADCASTING CORP.	10 minutes
	ROBERT H. MCKERTICH for TOWER BROADCASTING, LLC	10 minutes
454.0 CA 16-02329	KIMBERLY CHIAPPERINI V GANDER MOUNTAIN COMPANY, INC.	

Appeal from an order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered October 4, 2016. The order, among other things, awarded defendant Gander Mountain Company, Inc. a protective order for Bureau of Alcohol, Tobacco, Firearms, and Explosives "trace data."

JONATHAN E. LOWY for KIMBERLY CHIAPPERINI

15 minutes

JEFFREY M. MALSCH for GANDER MOUNTAIN COMPANY, INC.

15 minutes

455.0
CA 17-01651

CARMEN VEGA

V

SHERRY M. CRANE

Appeal from an order of the Supreme Court, Genesee County (Emilio L. Colaiacovo, J.), entered April 17, 2017. The order granted the motion of defendant Taylor Cratsley for summary judgment dismissing the complaint.

CAROL A. MCKENNA for CARMEN VEGA

15 minutes

KEVIN E. HULSLANDER for TAYLOR CRATSLEY

15 minutes

DAY CALENDAR
Wednesday, April 4, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

456.0
KA 17-00947

PEOPLE
V
MARQUIS J. GRIFFIN

Appeal from an order of the Monroe County Court (Vincent M. Dinolfo, J.), entered March 9, 2017. The order determined that defendant is a level two risk, pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for MARQUIS J. GRIFFIN Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

457.0
KA 16-00954

PEOPLE
V
JEFFREY T. BERNECKY

Appeal from a decision and order of the Supreme Court, Monroe County (Victoria M. Argento, J.), entered April 26, 2016. The decision and order determined defendant to be a level two risk pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for JEFFREY T. BERNECKY Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

458.0
KA 14-02277

PEOPLE
V
LAKISHA D. WASHINGTON

Appeal from a judgment of the Supreme Court, Monroe County (Francis A. Affronti, J.), rendered December 2, 2014. The judgment convicted defendant, upon her plea of guilty, of assault in the second degree and vehicular assault in the second degree.

JANET C. SOMES for LAKISHA D. WASHINGTON Submitted

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

459.0
KA 16-01689

PEOPLE
V
CHAD R. CROWLEY

Appeal from an order of the Monroe County Court (Victoria M. Argento, J.), entered August 10, 2016. The order determined that defendant is a level two risk, pursuant to the Sex Offender Registration Act.

KIMBERLY F. DUGUAY for CHAD R. CROWLEY Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

460.0
KA 15-01195

PEOPLE
V
CURTIS MCLAURIN

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered April 23, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the fourth degree.

	ELIZABETH S. RIKER for CURTIS MCLAURIN	10 minutes
	JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK	10 minutes
461.0 KA 15-00837	PEOPLE V BRUNO M. CAPORUSSO	
	Appeal from a judgment of the Monroe County Court (Christopher S. Ciaccio, J.), rendered February 25, 2015. The judgment convicted defendant, upon a non jury verdict, of burglary in the second degree.	
	JANET C. SOMES for BRUNO M. CAPORUSSO	10 minutes
	NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK	10 minutes
462.0 KA 12-00694	PEOPLE V RODOLFO HINOJOSO-SOTO	
	Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered April 5, 2012. The judgment convicted defendant, upon a jury verdict, of murder in the second degree, criminal possession of a weapon in the second degree and attempted criminal sale of a controlled substance in the third degree.	
	J. SCOTT PORTER for RODOLFO HINOJOSO-SOTO	10 minutes
	VICTORIA M. WHITE for PEOPLE OF THE STATE OF NEW YORK	10 minutes
463.0 KA 16-00638	PEOPLE V RAY A. QUINONES	
	Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered March 18, 2014. The judgment convicted defendant, upon his plea of guilty, of robbery in the first degree, robbery in the second degree and kidnapping in the second degree.	
	JANET C. SOMES for RAY A. QUINONES	5 minutes
	SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK	5 minutes
464.0 KA 15-01931	PEOPLE V CHAZ E. ROBINSON	
	Appeal from a decision and order of the Monroe County Court (James P. Piampiano, J.), entered October 20, 2015. The decision and order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.	
	KIMBERLY F. DUGUAY for CHAZ E. ROBINSON	Submitted
	NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK	Submitted
465.0 CAF 17-00472	In the Matter of CAIDEN G.	
	Appeal from an order of the Family Court, Onondaga County (Michele Pirro Bailey, J.), entered February 10, 2017, in a proceeding pursuant to Family Court Act article 10. The order, inter alia, determined that respondent neglected the subject child.	
	DANIELLE BLACKABY for WALTER G.	10 minutes

	CATHERINE Z. GILMORE for ONONDAGA CO. DEPT. OF CHILDREN & FAMILY SERVS.	Submitted
	SARA E. LOWENGARD, ATTORNEY FOR CHILD	Submitted
466.0 CAF 17-00603	KOREY W. SMITH V KASSIE L. LOPEZ	
	Appeal from an order of the Family Court, Onondaga County (William Rose, R.), entered February 1, 2017, in a proceeding pursuant to Family Court Act article 6. The order, among other things, granted the petition and awarded petitioner primary custody of the subject child.	
	DANIELLE BLACKABY for KASSIE L. LOPEZ	10 minutes
	JANET D. CALLAHAN for KOREY W. SMITH	10 minutes
	HEIDI SUE CONNOLLY, ATTORNEY FOR CHILD	Submitted
467.0 CAF 17-00605	KASSIE L. LOPEZ V KOREY W. SMITH	
	Appeal from an order of the Family Court, Onondaga County (William Rose, R.), entered February 1, 2017, in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition with prejudice.	
	DANIELLE BLACKABY for KASSIE L. LOPEZ	Submitted
	JANET D. CALLAHAN for KOREY W. SMITH	Submitted
	HEIDI SUE CONNOLLY, ATTORNEY FOR CHILD	Submitted
468.0 CA 17-00855	DURHAM COMMERCIAL CAPITAL CORP. V WADSWORTH GOLF CONSTRUCTION COMPANY	
	Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered February 7, 2017. The order, among other things, granted defendant's motion for summary judgment dismissing plaintiff's complaint.	
	JOHN A. CIRANDO for DURHAM COMMERCIAL CAPITAL CORP.	15 minutes
	ROBERT DANIEL HOOKS for WADSWORTH GOLF CONSTRUCTION CO.	15 minutes
469.0 CA 17-00204	In the Matter of ESTATE OF FREDERICK D. CZEIZINGER	
	Appeal from a decision and order of the Surrogate's Court, Onondaga County (Ava S. Raphael, S.), entered December 20, 2016. The decision and order settled a record on appeal.	
	TINA CHAMBLISS-PARTEE for HERSELF	Submitted
	RAYMOND J. DAGUE for DONALD CZEIZINGER	Submitted
470.0 CA 17-01455	ANDREW R. KOMAREK V PLANNING BOARD OF TOWN OF MIDDLESEX	
	Appeal from an order and judgment (one paper) of the Supreme Court, Yates County (W. Patrick Falvey, A.J.), entered December 1, 2016 in a proceeding pursuant to CPLR article 78. The order and judgment, among other things, denied the petition.	

	VIVEK J. THIAGARAJAN for ANDREW R. KOMAREK	15 minutes
	JANET D. CALLAHAN for PLANNING BOARD OF TOWN OF MIDDLESEX	10 minutes
471.0 CA 17-01931	LINDSAY BOLAND V LINDA IMBODEN, M.D.	
	Appeal from a decision and order of the Supreme Court, Onondaga County (Anthony J. Paris, J.), entered March 24, 2017. The decision and order, insofar as appealed from, denied the motion of defendant Susan E. Stred, M.D., for summary judgment dismissing the complaint.	
	JAMES D. LANTIER for SUSAN E. STRED, M.D.	10 minutes
	JOSEPH S. COTE, III, for LINDSAY BOLAND	10 minutes
472.0 CA 17-00917	ELIZABETH THORNTON V CITY OF ROCHESTER	
	Appeal from an order of the Supreme Court, Monroe County (William K. Taylor, J.), entered January 26, 2017. The order, among other things, denied defendant's motion to set aside the jury verdict.	
	SPENCER L. ASH for CITY OF ROCHESTER	Submitted
	RICHARD GLEN CURTIS for ELIZABETH THORNTON	15 minutes
473.0 CA 17-02106	STEVEN CALOCERINOS V C&S WORLDWIDE HOLDINGS, INC.	
	Appeal from a decision and order of the Supreme Court, Onondaga County (Donald A. Greenwood, J.), entered March 13, 2017. The decision and order declared that defendant is entitled to reduce the purchase price of plaintiff's stock by 30% and denied the motion of plaintiff for summary judgment.	
	MICHAEL J. BALESTRA for STEVEN CALOCERINOS	10 minutes
	JONATHAN B. FELLOWS for C&S WORLDWIDE HOLDINGS, INC.	10 minutes
474.0 CA 17-00949	RANDALL M. HINTON V VILLAGE OF PULASKI	
	Appeal from an order of the Supreme Court, Oswego County (James W. McCarthy, J.), entered August 16, 2016. The order, among other things, granted defendant's motion for summary judgment dismissing plaintiff's complaint.	
	JOHN A. CIRANDO for RANDALL M. HINTON	10 minutes
	RYAN L. ABEL for VILLAGE OF PULASKI	10 minutes
475.0 CA 17-00594	JOHN DISTAOLA V ANTHONY ANNUCCI	
	Appeal from a judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered February 9, 2017 in a proceeding pursuant to CPLR article 78. The judgment dismissed the petition.	
	ADAM W. KOCH for JOHN DISTAOLA	Submitted

WILLIAM E. STORRS for ANTHONY ANNUCCI

Submitted

**476.0
CA 17-00723**

**CESAR AGUAYO
V
ANTHONY ANNUCCI**

Appeal from a judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered February 9, 2017 in a proceeding pursuant to CPLR article 78. The judgment dismissed the petition.

ADAM W. KOCH for CESAR AGUAYO

Submitted

KATE H. NEPVEU for ANTHONY ANNUCCI

Submitted

DAY CALENDAR
Wednesday, April 4, 2018 - 10:00 AM
COURTROOM 2

477.0
KA 16-00449

PEOPLE
V
WILLIAM TYES

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered March 16, 2016. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

BARBARA J. DAVIES for WILLIAM TYES Submitted

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

478.0
KA 16-00559

PEOPLE
V
MICHELE A. CASE

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered August 22, 2014. The judgment convicted defendant, upon a jury verdict, of grand larceny in the third degree.

ERIN A. KULESUS for MICHELE A. CASE 15 minutes

MELISSA L. CIANFRINI for PEOPLE OF THE STATE OF NEW YORK 15 minutes

479.0
KA 16-00892

PEOPLE
V
EDWARD BISHOP

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered April 4, 2016. The judgment convicted defendant, upon a nonjury verdict, of animal fighting.

DAVID J. PAJAK for EDWARD BISHOP 5 minutes

DAVID A. HERATY for PEOPLE OF THE STATE OF NEW YORK 5 minutes

480.0
KA 15-00913

PEOPLE
V
DESMOND WASHINGTON

Appeal from a judgment of the Herkimer County Court (John H. Crandall, J.), rendered December 9, 2014. The judgment convicted defendant, upon a jury verdict, of criminal sale of a controlled substance in the third degree (two counts).

PETER J. DIGIORGIO, JR., for DESMOND WASHINGTON 10 minutes

ROBERT R. CALLI, JR., for PEOPLE OF THE STATE OF NEW YORK 10 minutes

481.0
KA 13-00469

PEOPLE
V
BENJAMIN D. POHL

Appeal from a judgment of the Supreme Court, Niagara County (Richard C. Kloch, Sr., J.), rendered July 23, 2012. The judgment convicted defendant, upon a jury verdict, of aggravated criminal contempt (four counts), unlawful imprisonment in the second degree, assault in the third degree and attempted assault in the second degree.

	FRANK M. BOGULSKI for BENJAMIN D. POHL	15 minutes
	LAURA T. BITTNER for PEOPLE OF THE STATE OF NEW YORK	10 minutes
482.0 KA 16-00750	PEOPLE V CHRISTOPHER J. PERKINS	
	Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered April 27, 2016. The judgment convicted defendant, upon a non jury verdict, of murder in the second degree (two counts), attempted murder in the second degree and criminal possession of a weapon in the second degree.	
	NICHOLAS P. DIFONZO for CHRISTOPHER J. PERKINS	10 minutes
	MICHAEL J. HILLERY for PEOPLE OF THE STATE OF NEW YORK	10 minutes
483.0 KA 16-00155	PEOPLE V JASON A. BARNHART	
	Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.); entered November 12, 2015. The judgment revoked defendant's probation and imposed a term of imprisonment.	
	MICHAEL S. DEAL for JASON A. BARNHART	Submitted
	SHIRLEY A. GORMAN for PEOPLE OF THE STATE OF NEW YORK	Submitted
484.0 KA 16-00447	PEOPLE V GUADALUPE HERNANDEZ, II	
	Appeal from a judgment of the Genesee County Court (Michael F. Pietruszka, J.), rendered March 15, 2016. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.	
	SARAH A. O'BRIEN for GUADALUPE HERNANDEZ, II	Submitted
	SHIRLEY A. GORMAN for PEOPLE OF THE STATE OF NEW YORK	Submitted
485.0 KA 15-01409	PEOPLE V DESMOND WASHINGTON	
	Appeal from a judgment of the Herkimer County Court (John H. Crandall, J.), rendered May 6, 2015. The judgment convicted defendant, upon his plea of guilty, to criminal possession of a controlled substance in the third degree.	
	PETER J. DIGIORGIO, JR., for DESMOND WASHINGTON	10 minutes
	JEFFREY S. CARPENTER for PEOPLE OF THE STATE OF NEW YORK	10 minutes
486.0 KA 16-02248	PEOPLE V ERNEST LOTT	
	Appeal from an order of the Erie County Court (David W. Foley, J.), entered September 28, 2016. The order determined that defendant is a level three risk, pursuant to the Sex Offender Registration Act	
	TIMOTHY P. MURPHY for ERNEST LOTT	Submitted
	MATTHEW B. POWERS for PEOPLE OF THE STATE OF NEW YORK	Submitted

487.0
CA 17-01174

ESTHER CASSATT
V
ZIMMER, INC.

Appeal from an order of the Supreme Court, Niagara County (Mark A. Montour, J.), entered October 13, 2016. The order granted the motion of defendants for summary judgment and dismissed the complaint.

MARK H. CANTOR for ESTHER CASSATT

15 minutes

PETER A. MEYER for ZIMMER, INC.

15 minutes

488.0
CA 17-01175

ESTHER CASSATT
V
ZIMMER, INC.

Appeal from an order of the Supreme Court, Niagara County (Mark A. Montour, J.), entered February 23, 2017. The order denied the motion of plaintiff for reargument and renewal.

MARK H. CANTOR for ESTHER CASSATT

Submitted

PETER A. MEYER for ZIMMER, INC.

Submitted

489.0
CA 17-01296

ARIANA WHITE
V
MAURICE MAYFIELD

Appeal from an order of the Supreme Court, Erie County (Mark J. Grisanti, J.), entered October 26, 2016. The order, insofar as appealed from, denied defendant Buffalo Auto Rental, Inc.'s motion for summary judgment.

KEVIN ARTHUR LANE for BUFFALO AUTO RENTAL, INC.

10 minutes

ERIC M. SHELTON for ARIANA WHITE

10 minutes

490.0
CA 17-01746

ARIANA WHITE
V
MAURICE MAYFIELD

Appeal and cross appeal from an order of the Supreme Court, Erie County (Mark J. Grisanti, J.), entered June 23, 2017. The order, among other things, denied in part plaintiff's motion for summary judgment and denied defendant Buffalo Auto Rental, Inc.'s motion for summary judgment.

KEVIN ARTHUR LANE for BUFFALO AUTO RENTAL, INC.

Submitted

ERIC M. SHELTON for ARIANA WHITE

Submitted

491.0
CA 17-02051

KYLE MONTERRO
V
KIRK K. KEIN

Appeal and cross appeal from an order of the Supreme Court, Erie County (James H. Dillon, J.), entered March 27, 2017. The order granted in part and denied in part the motion of defendants for summary judgment on the issue of serious injury and denied the motion of plaintiff for summary judgment on the issues of negligence and serious injury.

MEGHAN M. BROWN for KIRK K. KEIN

15 minutes

JOSHUA ISRAEL RAMOS for KYLE MONTERRO

15 minutes

492.0
CA 17-01947

SHELDON L. MCGRIFF
V
LESLIE A. MALLORY

Appeal from an order of the Supreme Court, Erie County (Catherine Nugent Panepinto, J.), entered August 23, 2017. The order, insofar as appealed from, denied the motion of plaintiff for the cost of alternate service.

ERIC B. GROSSMAN for SHELDON L. MCGRIFF 10 minutes

LEAH A. COSTANZO for LESLIE A. MALLORY 10 minutes

493.0
CA 17-01932

BEVERLY A. RANNEY
V
TONAWANDA CITY SCHOOL DISTRICT

Appeal from an order of the Supreme Court, Erie County (J. David Sampson, A.J.), entered February 2, 2017. The order denied the motion of defendant for summary judgment dismissing the complaint.

DUANE D. SCHOONMAKER for TONAWANDA CITY SCHOOL DISTRICT 10 minutes

A. ANGELO DIMILLO for BEVERLY A. RANNEY 10 minutes

494.0
CA 17-02147

CREEDON M. CLAUSE
V
GLOBE METALLURGICAL, INC.

Appeal from an order of the Supreme Court, Niagara County (Richard C. Kloch, Sr., J.), entered February 23, 2017. The order denied plaintiffs motion for partial summary judgment.

ALAN D. VOOS for CREEDON M. CLAUSE 10 minutes

ALBERT J. D'AQUINO for GLOBE METALLURGICAL, INC. 10 minutes

495.0
CA 17-01680

DAVID C. BUCHWALD
V
1307 PORTERVILLE ROAD, LLC

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered April 27, 2017. The order granted the motion of defendant for summary judgment and dismissed the complaint.

HARRY J. FORREST for DAVID C. BUCHWALD 15 minutes

JAMES JOHNSTON NAVAGH for 1307 PORTERVILLE ROAD, LLC 10 minutes

496.0
CA 17-00595

WILLIAM MCKETHAN
V
DAVID STALLONE

Appeal from a memorandum decision and order of the Supreme Court, Cayuga County (Thomas G. Leone, J.), entered January 31, 2017. The memorandum decision and order granted the motion of respondent to dismiss the petition and dismissed the CPLR article 78 petition

WILLIAM MCKETHAN for HIMSELF Submitted

ROBERT M. GOLDFARB for DAVID STALLONE Submitted

497.0
CA 17-00801

DANNY P. DUNN, SR.
V
COUNTY OF NIAGARA

Appeal from an order of the Supreme Court, Niagara County (Mark A. Montour, J.), entered January 10, 2017. The order, insofar as appealed from, granted the motion of defendant Russell Jackman for summary judgment to the extent of declaring that defendant County of Niagara is obligated to provide him with a defense.

CHARLES E. GRANEY for COUNTY OF NIAGARA

10 minutes

MICHAEL T. COUTU for RUSSELL JACKMAN

10 minutes

498.0
CA 17-00593

THEODORE HAYNES
V
ANTHONY ANNUCCI

Appeal from a decision and order of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered February 6, 2017. The decision and order dismissed the CPLR article 78 petition.

ADAM W. KOCH for THEODORE HAYNES

Submitted

MARCUS J. MASTRACCO for ANTHONY ANNUCCI

Submitted

DAY CALENDAR
Thursday, April 5, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

500.0
TP 17-01902

PATRICK PUGH
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 [M. William Boller, J.], entered October 27, 2017) to review a determination of respondent. The determination found after Tier III hearing that petitioner had violated various inmate rules.

PATRICK PUGH for HIMSELF

Submitted

ERIC T. SCHNEIDERMAN for ANTHONY ANNUCCI

Submitted

502.0
KA 16-00920

PEOPLE
V
CHARLES DIMON

Appeal from a judgment of the Onondaga County Court (James H. Cecile, J.), rendered January 6, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree.

SARA A. GOLDFARB for CHARLES DIMON

Submitted

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

Submitted

503.0
KA 17-00736

PEOPLE
V
JONATHAN S. FREY

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered November 30, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal sexual act in the third degree.

THERESA L. PREZIOSO for JONATHAN S. FREY

Submitted

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

Submitted

504.0
KA 15-00704

PEOPLE
V
TRIMAINE D. WILSON

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered February 4, 2015. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree

JAMES A. HOBBS for TRIMAINE D. WILSON

5 minutes

DANIEL GROSS for PEOPLE OF THE STATE OF NEW YORK

5 minutes

505.0
KA 16-02285

PEOPLE
V
KENNETH WILLIAMS

Appeal from a judgment of the Supreme Court, Erie County (Deborah A. Haendiges, J.), rendered December 8, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree (two counts).

	DAVID J. PAJAK for KENNETH WILLIAMS	5 minutes
	MATTHEW B. POWERS for PEOPLE OF THE STATE OF NEW YORK	5 minutes
506.0 KA 16-00133	PEOPLE V SIR RAVEN RODGERS	
	Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered December 22, 2015. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree.	
	KATHRYN B. FRIEDMAN for SIR RAVEN RODGERS	Submitted
	ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK	Submitted
507.0 CAF 16-01562	JENNIFER WINDSPIRIT V CARMEN A. CORNELL	
	Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered August 25, 2016 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition without prejudice.	
	JOHN A. CIRANDO for JENNIFER WINDSPIRIT	10 minutes
	HEIDI SUE CONNOLLY for CARMEN A. CORNELL	10 minutes
	SUSAN B. MARRIS, ATTORNEY FOR CHILD	Submitted
508.0 CAF 17-02050	JASON M. GRATTON V KATHERINE C. GRATTON	
	Appeal from a decision and order of the Family Court, Wayne County (Richard M. Healy, J.), dated March 24, 2017, in a proceeding pursuant to Family Court Act article 4. The decision and order affirmed the determination of the Support Magistrate.	
	MARGARET MCMULLEN RESTON for JASON M. GRATTON	5 minutes
	LEAH CINTINEO for KATHERINE C. GRATTON	5 minutes
509.0 CAF 17-00923	CARLA A. MILLER V LAWRENCE C. MILLER	
	Appeal from an order of the Family Court, Allegany County (Thomas P. Brown, J.), entered March 21, 2017, in a proceeding pursuant to Family Court Act article 6. The order did not grant the petition for a change of custody.	
	MARK C. DAVISON for CARLA A. MILLER	Submitted
	JOSEPH P. MILLER for LAWRENCE C. MILLER	Submitted
	CAROLYN KELLOGG-JONAS, ATTORNEY FOR CHILD	Submitted
510.0 CAF 17-01996	MICHELLE L. BASS V JUSTIN S. BASS	

Appeals from a corrected judgment of the Family Court, Herkimer County (John J. Brennan, J.), entered August 9, 2017 in a proceeding pursuant to Family Court Act article 6. The corrected judgment, among other things, ordered that Michelle Bass have sole physical custody of one of the subject children.

MICHELLE K. FASSETT for JUSTIN S. BASS 10 minutes

RICHARD A. COHEN for MICHELLE L. BASS 10 minutes

LUCILLE M. RIGNANESE, ATTORNEY FOR CHILD 10 minutes

PETER J. DIGIORGIO, JR., ATTORNEY FOR CHILD 5 minutes

511.0
CAF 17-02015

MICHELLE L. BASS
V
JUSTIN S. BASS

Appeals from a judgment of the Family Court, Herkimer County (John J. Brennan, J.), entered July 27, 2017 in a proceeding pursuant to Family Court Act article 6. The judgment, among other things, ordered that Michelle Bass have sole physical custody of one of the subject children.

MICHELLE K. FASSETT for JUSTIN S. BASS Submitted

RICHARD A. COHEN for MICHELLE L. BASS Submitted

LUCILLE M. RIGNANESE, ATTORNEY FOR CHILD Submitted

PETER J. DIGIORGIO, JR., ATTORNEY FOR CHILD Submitted

512.0
CAF 17-00252

In the Matter of
AMOLLYAH B.

Appeal from an order of the Family Court Jefferson County (Eugene J. Langone, Jr., J.), entered January 4, 2017, in a proceeding pursuant to Family Court Act article 10. The order, inter alia, determined that respondent had neglected the subject children.

KATHRYN B. FRIEDMAN for TIFFANY R. Submitted

ARTHUR C. STEVER, IV, for JEFFERSON COUNTY D.S.S. 10 minutes

CARRIE M. MASON, ATTORNEY FOR CHILD Submitted

MELISSA L. KOFFS, ATTORNEY FOR CHILD Submitted

513.0
CAF 16-01563

DANIEL F. WINDSPIRIT
V
JENNIFER A. WINDSPIRIT

Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered August 25, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, granted petitioner permission to relocate with the subject children to the State of Florida.

JOHN A. CIRANDO for JENNIFER A. WINDSPIRIT 10 minutes

DANIEL F. WINDSPIRIT for HIMSELF Submitted

COURTNEY S. RADICK, ATTORNEY FOR CHILD Submitted

514.0
CAF 16-01564

JENNIFER A. WINDSPIRIT
V
DANIEL F. WINDSPIRIT

Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered August 25, 2016 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition without prejudice.

JOHN A. CIRANDO for JENNIFER A. WINDSPIRIT Submitted

DANIEL F. WINDSPIRIT for HIMSELF Submitted

COURTNEY S. RADICK, ATTORNEY FOR CHILD Submitted

515.0
CAF 16-01692

DANIEL F. WINDSPIRIT
V
JENNIFER A. WINDSPIRIT

Appeal from an order of the Family Court, Cayuga County (Mark H. Fandrich, J.), entered September 13, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, granted petitioner permission to relocate with the subject children to the State of Florida.

JOHN A. CIRANDO for JENNIFER A. WINDSPIRIT Submitted

DANIEL F. WINDSPIRIT for HIMSELF Submitted

COURTNEY S. RADICK, ATTORNEY FOR CHILD Submitted

516.0
CA 17-01874

WILMINGTON SAVINGS FUND SOCIETY
V
UNKNOWN HEIRS AT LAW OF DANNY HIGDON

Appeal from an order of the Supreme Court, Oneida County (Patrick F. MacRae, J.), entered December 27, 2016. The order dismissed the action with prejudice.

JORDAN J. MANFRO for WILMINGTON SAVINGS FUND SOCIETY 15 minutes

SCOTT BIELICKI for UNKNOWN HEIRS AT LAW OF DANNY HIGDON 5 minutes

517.0
CA 17-02018

CORTNEY WOJTALEWSKI
V
CENTRAL SQUARE CENTRAL SCHOOL DISTRICT

Appeal from a judgment of the Supreme Court, Oswego County (Norman W. Seiter, Jr., J.), entered July 3, 2017. The judgment, in favor of defendant and against plaintiffs, awarded defendant costs and disbursements in the amount of \$1060.00.

MICHAEL STEINBERG for CORTNEY WOJTALEWSKI 10 minutes

MARK J. HALPIN for CENTRAL SQUARE CENTRAL SCHOOL DISTRICT 10 minutes

518.0
CA 17-02034

THOMAS TORNATORE
V
JEAN COHEN, D.C.

Appeal from a judgment of the Supreme Court, Onondaga County (Anthony J. Paris, J.), entered February 3, 2017. The judgment awarded plaintiff money damages upon a jury verdict.

MARCI D. MITKOFF for JEAN COHEN, D.C. 15 minutes

CHARLES L. FALGIATANO for THOMAS TORNATORE 15 minutes

519.0
CA 17-01685

GARY STIEGMAN
V
THE BARDEN & ROBESON CORPORATION

Appeal and cross appeals from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered December 13, 2016. The order, insofar as appealed from, denied plaintiff's motion for summary judgment and denied in part the cross motions of defendants The Barden & Robeson Corporation and B&H Carpentry seeking summary judgment.

BRIAN R. HOGAN for GARY STIEGMAN 15 minutes

THOMAS P. CUNNINGHAM for THE BARDEN & ROBESON CORPORATION 15 minutes

520.0
CA 17-01805

GARY STIEGMAN
V
THE BARDEN & ROBESON CORPORATION

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered July 25, 2017. The order granted plaintiff's motion for reargument and upon reargument adjudged that a question of fact exists for jury determination concerning whether the subject stairs were temporary or permanent.

BRIAN R. HOGAN for GARY STIEGMAN Submitted

THOMAS P. CUNNINGHAM for THE BARDEN & ROBESON CORPORATION Submitted

521.0
CA 17-02093

ANDREW G. VANDEE
V
SUIT-KOTE CORPORATION

Appeal and cross appeal from an order of the Supreme Court, Onondaga County (James P. Murphy, J.), entered February 10, 2017. The order denied the motion of plaintiffs for class certification, granted the cross motion of defendant for denial of plaintiffs' putative class action and denied the cross motion of defendant for summary judgment dismissing the complaint.

RYAN FINN for ANDREW G. VANDEE 10 minutes

BRIAN J. BUTLER for SUIT-KOTE CORPORATION 15 minutes

522.0
CA 17-02074

WILMINGTON SAVINGS FUND SOCIETY
V
KATHY L. BRUNNER

Appeal from an order of the Supreme Court, Erie County (Frederick J. Marshall, J.), entered June 21, 2017. The order, among other things, granted plaintiff's motion for summary judgment.

KEISHA WILLIAMS for KATHY L. BRUNNER 10 minutes

GLENN PATRICK WARMUTH for WILMINGTON SAVINGS FUND SOCIETY 15 minutes

DAY CALENDAR
Thursday, April 5, 2018 - 10:00 AM
COURTROOM 2

523.0
KA 14-00336

PEOPLE
V
ROBERT W. HENDERSON

Appeal from a judgment of the Oswego County Court (Donald E. Todd, J.), rendered August 12, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted criminal possession of a weapon in the second degree and criminal possession of a controlled substance in the fifth degree.

JOHN A. CIRANDO for ROBERT W. HENDERSON

Submitted

AMY LEIGH HALLENBECK for PEOPLE OF THE STATE OF NEW YORK

Submitted

DAY CALENDAR
Friday, April 6, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

524.0
KA 16-01490

PEOPLE
V
PHILIP R. AYALA

Appeal from a judgment of the Genesee County Court (Michael F. Pietruszka, J.), rendered July 8, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

MICHAEL S. DEAL for PHILIP R. AYALA

Submitted

MELISSA L. CIANFRINI for PEOPLE OF THE STATE OF NEW YORK

Submitted

525.0
KA 16-00619

PEOPLE
V
MICKEY R. BOYD

Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered March 1, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the second degree, criminal possession of a controlled substance in the third degree (two counts) and criminal use of drug paraphernalia in the second degree (three counts).

ANJAN K. GANGULY for MICKEY R. BOYD

Submitted

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

Submitted

526.0
KA 16-01317

PEOPLE
V
SHAWN HERRINGTON

Appeal from a judgment of the Erie County Court (Penny M. Wolfgang, J.), rendered July 19, 2016. The judgment convicted defendant, upon his plea of guilty, of attempted assault in the second degree

TIMOTHY P. MURPHY for SHAWN HERRINGTON

Submitted

ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK

Submitted

527.0
KA 15-01104

PEOPLE
V
HARVERT STEPHENS

Appeal from a judgment of the Onondaga County Court (James Cecile, A.J.), entered April 28, 2015. The judgment revoked defendant's probation and imposed a term of imprisonment.

KRISTEN MCDERMOTT for HARVERT STEPHENS

Submitted

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

Submitted

528.0
KA 15-01105

PEOPLE
V
HARVERT STEPHENS

Appeal from a judgment of the Onondaga County Court (James H. Cecile, A.J.), rendered April 28, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the third degree and criminal possession of a controlled substance in the third degree.

KRISTEN MCDERMOTT for HARVERT STEPHENS

Submitted

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

Submitted

529.0
KA 16-01122

PEOPLE
V
KENNETH NEELY

Appeal from a judgment of the Supreme Court, Erie County (John L. Michalski, A.J.), rendered May 20, 2016. The judgment convicted defendant, upon his plea of guilty, of attempted rape in the first degree and sexual misconduct.

KRISTIN M. PREVE for KENNETH NEELY

Submitted

ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK

Submitted

530.0
KA 17-01061

PEOPLE
V
MICHAEL C. JANOWSKY

Appeal from a judgment of the Erie County Court (Michael F. Pietruszka, J.), rendered August 17, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.

ROBERT L. KEMP for MICHAEL C. JANOWSKY

Submitted

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

Submitted

531.0
KA 15-01854

PEOPLE
V
MICHAEL C. JANOWSKY

Appeal from a judgment of the Erie County Court (Michael F. Pietruszka, J.), rendered August 17, 2015. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree.

ROBERT L. KEMP for MICHAEL C. JANOWSKY

Submitted

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

Submitted

532.0
KA 16-00921

PEOPLE
V
TARELL SMITH

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered March 9, 2016. The judgment convicted defendant, upon a non jury verdict, of criminal possession of a weapon in the second degree.

BARBARA J. DAVIES for TARELL SMITH

5 minutes

JULIE BENDER FISKE for PEOPLE OF THE STATE OF NEW YORK

5 minutes

533.0
KA 15-01936

PEOPLE
V
RUBEN R. SMITH

Appeal from a judgment of the Monroe County Court (Vincent M. DiNolfo, J.), rendered April 23, 2015. The judgment convicted defendant, upon his plea of guilty, of falsifying business records in the first degree.

	DREW R. DUBRIN for RUBEN R. SMITH	5 minutes
	DANIEL GROSS for PEOPLE OF THE STATE OF NEW YORK	5 minutes
534.0 KA 16-00005	PEOPLE V DARNELL CREDELL	
	Appeal from a judgment of the Jefferson County Court (Kim Hawn Martusewicz, J.), rendered November 30, 2015. The judgment convicted defendant, upon a jury verdict, of criminal sale of a controlled substance in the third degree and criminal possession of a controlled substance in the third degree.	
	BRIDGET L. FIELD for DARNELL CREDELL	10 minutes
	KRISTYNA S. MILLS for PEOPLE OF THE STATE OF NEW YORK	Submitted
535.0 CAF 17-00120	JOHN F. GREENE V BROOKE D. KRANOCK	
	Appeal from an order of the Family Court, Allegany County (Thomas P. Brown, J.), entered November 10, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner primary placement with the subject child.	
	JOSEPH P. MILLER for BROOKE D. KRANOCK	10 minutes
	MARK FOTI for JOHN F. GREENE	10 minutes
	CAROLYN KELLOGG-JONAS, ATTORNEY FOR CHILD	Submitted
537.0 CAF 16-01195	In the Matter of RAVEN F.	
	Appeal from a decision and order of the Family Court, Erie County (Lisa Bloch Rodwin, J.), entered June 28, 2016, in a proceeding pursuant to Family Court Act article 10. The decision and order found, insofar as appealed from, that the subject child was neglected by Nicholas F.	
	DAVID J. PAJAK for NICHOLAS F.	5 minutes
	JAMES E. BROWN for ERIE COUNTY D.S.S.	5 minutes
	CHARLES D. HALVORSEN, ATTORNEY FOR CHILD	10 minutes
538.0 CAF 16-01996	In the Matter of IRIS R.L.F.	
	Appeal from an order of the Family Court, Erie County (Lisa Bloch Rodwin, J.), entered October 13, 2016, in a proceeding pursuant to Family Court Act article 10. The order granted the motion of petitioner for summary judgment.	
	DAVID J. PAJAK for NICHOLAS F.	Submitted
	JAMES E. BROWN for ERIE COUNTY D.S.S.	Submitted
	CHARLES D. HALVORSEN, ATTORNEY FOR CHILD	Submitted
539.0 CA 17-01703	PILOT TRAVEL CENTERS, LLC V TOWN BOARD OF TOWN OF BATH	

Appeal from an order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered July 7, 2017 in a proceeding pursuant to CPLR article 78. The order denied the petition.

DANIEL ALAN SPITZER for PILOT TRAVEL CENTERS, LLC 15 minutes

JEFFREY E. SQUIRES for TOWN BOARD OF TOWN OF BATH 15 minutes

JOHN J. HENRY for LOVE'S TRAVEL STOPS & COUNTRY STORE 15 minutes

540.0
CA 17-01948

MICHAEL C. TENNANT
V
SHARON R. LASCELLE

Appeal from an order of the Supreme Court, Niagara County (Daniel J. Furlong, J.), entered December 10, 2017. The order granted defendants' motion for summary judgment dismissing plaintiff's complaint.

JOHN A. COLLINS for MICHAEL C. TENNANT 10 minutes

RACHEL A. EMMINGER for SHARON R. LASCELLE 10 minutes

541.0
CA 17-02115

OSI RESTAURANT PARTNERS, LLC SETTLED
V
IPT, LLC

Appeal from an order of the Supreme Court, Onondaga County (Anthony J. Paris, J.), entered September 25, 2017. The order, insofar as appealed from, denied defendant's motion to dismiss all claims against it.

DONALD E. FRECHETTE for IPT, LLC

JOHN G. POWERS for OSI RESTAURANT PARTNERS, LLC

542.0
CA 17-02133

ACCADIA SITE CONTRACTING, INC.
V
LIPSITZ GREEN SCIME CAMBRIA LLP

Appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered February 23, 2017. The order denied plaintiff's motion for partial summary judgment and granted defendants' cross motion for summary judgment dismissing the complaint.

PHILLIP A. OSWALD for ACCADIA SITE CONTRACTING, INC. 10 minutes

VINCENT E. DOYLE, III, for LIPSITZ GREEN SCIME CAMBRIA LLP 10 minutes

543.0
CA 17-01915

JACOB STILLMAN
V
MOBILE MOUNTAIN, INC.

Appeal from an order of the Supreme Court, Erie County (Mark J. Grisanti, A.J.), entered March 28, 2017. The order, insofar as appealed from, denied the motion of defendant Mobile Mountain, Inc., for summary judgment dismissing plaintiff's negligence cause of action.

JEFFREY P. DIPALMA for MOBILE MOUNTAIN, INC. 15 minutes

LAWLOR F. QUINLAN, III, for JACOB STILLMAN 10 minutes

544.0
CA 17-02132

PILOT TRAVEL CENTERS, LLC
V
TOWN BOARD OF TOWN OF BATH

Appeal from an order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered October 2, 2017 in a proceeding pursuant to CPLR article 78. The order dismissed the petition.

DANIEL A. SPITZER for PILOT TRAVEL CENTERS, LLC

15 minutes

JEFFREY E. SQUIRES for TOWN BOARD OF TOWN OF BATH

15 minutes

545.0
CA 17-01940

NORTH GEDDES STREET PROPERTIES, LLC

V

IGLESIA MISIONERA MONTE DESION

Appeal from an order of the Supreme Court, Onondaga County (Gregory R. Gilbert, J.), entered February 14, 2017. The order, among other things, granted plaintiff's motion for partial summary judgment.

GARY H. COLLISON for IGLESIA MISIONERA MONTE DESION

10 minutes

NICOLE MARLOW-JONES for N. GEDDES STREET PROPERTIES, LLC

10 minutes

546.0
CA 17-02122

In the Matter of Arbitration Between

TOWN OF TONAWANDA

(TOWN OF TONAWANDA SALARIED WORKERS' ASSOCIATION)

Appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered October 5, 2017 in a proceeding pursuant to CPLR article 75. The order, among other things, granted the petition.

PAUL DAVID WEISS for TOWN OF TONAWANDA SALARIED WORKERS'

15 minutes

SEAN PATRICK BEITER for TOWN OF TONAWANDA

15 minutes

KRISTIN K. WHEATON for L. EDWARD ALLEN

Submitted

DAY CALENDAR
Monday, April 9, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

547.0
KA 15-00982

PEOPLE
V
LEON D. WRIGHT

Appeal from a judgment of the Monroe County Court (Melchor E. Casto, A.J.), rendered April 6, 2015. The judgment convicted defendant, upon his plea of guilty, of course of sexual conduct against a child in the first degree.

JANET C. SOMES for LEON D. WRIGHT

Submitted

SANDRA J. DOORLEY for PEOPLE OF THE STATE OF NEW YORK

Submitted

548.0
KA 16-02288

PEOPLE
V
FRANK K. WISNIEWSKI

Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered December 17, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the third degree and criminal possession of a controlled substance in the third degree.

MARSHALL A. KELLY for FRANK K. WISNIEWSKI

Submitted

VINCENT A. HEMMING for PEOPLE OF THE STATE OF NEW YORK

5 minutes

549.0
KA 16-00929

PEOPLE
V
KEVIN WILLIAMS

Appeal from a judgment of the Monroe County Court (Melchor E. Castro, A.J.); entered August 21, 2015. The judgment revoked defendant's probation and imposed a term of imprisonment.

JANET C. SOMES for KEVIN WILLIAMS

Submitted

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

Submitted

550.0
KA 17-00839

PEOPLE
V
JOSEPH LLOYD

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered March 28, 2017. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the third degree and scheme to defraud in the first degree.

THERESA L. PREZIOSO for JOSEPH LLOYD

Submitted

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

Submitted

551.0
KA 16-00878

PEOPLE
V
AUSTIN A. HEIDEMAN

Appeal from a judgment of the Genesee County Court (Michael F. Pietruszka, J.), rendered March 2, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of precursors of methamphetamine.

MICHAEL S. DEAL for AUSTIN A. HEIDEMAN

Submitted

MELISSA L. CIANFRINI for PEOPLE OF THE STATE OF NEW YORK

Submitted

552.0
KA 16-01445

PEOPLE
V
HAKIM OWENS

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered September 23, 2015. The judgment convicted defendant, upon a jury verdict, of kidnapping in the second degree and attempted kidnapping in the second degree.

MICHAEL STACHOWSKI for HAKIM OWENS

15 minutes

JOHN J. FLYNN for PEOPLE OF THE STATE OF NEW YORK

Submitted

553.0
KA 17-01877

PEOPLE
V
SABRINA T. LIVERMORE

Appeal from a judgment of the Yates County Court (W. Patrick Falvey, J.), rendered March 1, 2016. The judgment convicted defendant, upon her plea of guilty, of aggravated vehicular homicide and driving while intoxicated.

JOHN A. CIRANDO for SABRINA T. LIVERMORE

10 minutes

VALERIE G. GARDNER for PEOPLE OF THE STATE OF NEW YORK

10 minutes

554.0
KA 16-00128

PEOPLE
V
TORRIE JONES

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered January 7, 2016. The judgment convicted defendant, upon his plea of guilty, of robbery in the third degree.

MICHAEL S. DEAL for TORRIE JONES

Submitted

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

Submitted

555.0
KA 15-00941

PEOPLE
V
ROBERT MCFADDEN

Appeal from a judgment of the Monroe County Court (John L. DeMarco, J.), rendered December 2, 2014. The judgment convicted defendant, upon a jury verdict, of manslaughter in the second degree.

JEFFREY WICKS for ROBERT MCFADDEN

15 minutes

DANIEL GROSS for PEOPLE OF THE STATE OF NEW YORK

10 minutes

556.0
CA 17-01952

SADASHIV S. SHENOY, M.D.
V
UB/MD, INC.

Appeal from an order of the Supreme Court, Erie County (Joseph R. Glowonia, J.), entered March 2, 2017. The order denied the motion of defendants Jacobs Neurological Institute and Robert M. Sawyer, Jr., M.D., to dismiss plaintiff's claims against them.

STEPHEN A. SHARKEY for UB/MD, INC. 10 minutes

MATTHEW JOHN GARVEY for SADASHIV S. SHENOY, M.D. 10 minutes

557.0
CAF 17-01742

MARK G. LOVELAND
V
ERIKA N. BARNES

Appeal from an order of the Family Court, Wayne County (Dennis M. Kehoe, J.), entered December 28, 2016, in a proceeding pursuant to Family Court Act article 6. The order, inter alia, awarded sole custody to Erika N. Barnes.

GARY MULDOON for MARK G. LOVELAND 15 minutes

ERIKA N. BARNES for HERSELF 5 minutes

ROBERT A. DINIERI, ATTORNEY FOR CHILD 15 minutes

558.0
CAF 17-01743

MARK LOVELAND
V
ERIKA BARNES

Appeal and cross appeal from an order of the Family Court, Wayne County (Dennis M. Kehoe, J.), entered December 29, 2016, in a proceeding pursuant to Family Court Act article 6. The order directed Mark Loveland to pay \$9500 to Erika Barnes as and for attorney's fees.

GARY MULDOON for MARK LOVELAND Submitted

ERIKA N. BARNES for HERSELF Submitted

ROBERT A. DINIERI, ATTORNEY FOR CHILD Submitted

559.0
CAF 16-02375

GABRIEL A. HUMBERT
V
KRISTA A. HUMBERT

Appeal from a decision and order of the Family Court, Cattaraugus County (Michael L. Nenno, J.), entered March 11, 2016, in a proceeding pursuant to Family Court Act article 4. The decision and order reversed and vacated the order of the Support Magistrate and reinstated the prior judgment of Supreme Court.

PIETER GERSHON WEINRIEB for GABRIEL A. HUMBERT Submitted

EDWARD PEKAREK for KRISTA A. HUMBERT 10 minutes

560.0
CAF 16-02183

In the Matter of
TAKODA G.

Appeal from an order of the Family Court, Ontario County (William F. Kocher, J.), entered November 25, 2016, in a proceeding pursuant to Family Court Act, article 10. The order determined that respondent had neglected the subject children.

MARK C. DAVISON for JUAN T. 10 minutes

SANDRA JOAN PACKARD for ONTARIO COUNTY D.S.S. 10 minutes

MARYBETH D. BARNET, ATTORNEY FOR CHILD 10 minutes

561.0
CA 17-01946

CHRISTOPHER COSGROVE
V
RIVER OAKS RESTAURANTS, LLC

Appeal from an order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered May 24, 2017. The order, insofar as appealed from, denied defendant's motion for summary judgment dismissing plaintiffs' complaint.

ELIZABETH A. SOPINSKI for RIVER OAKS RESTAURANTS, LLC 10 minutes

MICHAEL A. DONLON for CHRISTOPHER COSGROVE 15 minutes

562.0
CA 17-02092

SADASHIV S. SHENOY, M.D.
V
KALEIDA HEALTH

Appeal from an order of the Supreme Court, Erie County (Joseph R. Glowonia, J.), entered February 9, 2017. The order granted the motion of plaintiff to compel certain disclosure from defendants UB/MD, Inc. d/b/a UB MD Neurology, and for Jacobs Neurologic Institute, and Robert M. Sawyer, Jr., M.D.

STEPHEN A. SHARKEY for UB/MD, INC. 10 minutes

MATTHEW JOHN GARVEY for SADASHIV S. SHENOY, M.D. 10 minutes

563.0
CA 17-01938

IN THE MATTER OF
ESTATE OF NINA SCOLLAN

Appeal from an order of the Surrogate's Court, Cayuga County (Mark H. Fandrich, S.), entered January 25, 2017. The order granted respondent's motion for summary judgment denying and dismissing the petition for probate.

BENJAMIN M. KOPP for THERESA MILLUS 15 minutes

DAVID G. TEHAN for SERGEY SCOLLAN 15 minutes

564.0
CA 17-01819

R&D ELECTRONICS, INC.
V
NYP MANAGEMENT CO., INC.

Appeal from an order and judgment (one paper) of the Supreme Court, Cattaraugus County (Michael L. Nanno, A.J.), entered December 29, 2016. The order and judgment, among other things, granted in part the motion of plaintiff R&D Electronic Inc.'s motion for partial summary judgment.

JOHN J. KEENAN for NYP AG, CO., INC. 15 minutes

THOMAS W. RICKERT for CATTARAUGUS COUNTY BANK 5 minutes

MARK C. DAVIS for R&D ELECTRONICS, INC. 15 minutes

565.0
CA 17-01688

SHARNICE BROWN
V
SIU C. BETTY NG

Appeal from an order and judgment of the Supreme Court, Niagara County (Richard C. Kloch, Sr., J.), entered December 27, 2016. The order and judgment granted defendant summary judgment dismissing the complaint, with costs and disbursements.

ALAN J. PIERCE for SHARNICE BROWN 10 minutes

PATRICK SHAUN KENNEY for SIU C. BETTY NG

10 minutes

**566.0
CA 17-01943**

DOUGLAS SOCHAN

V

STEVE MUELLER

Appeal from an order of the Supreme Court, Cayuga County (Thomas G. Leone, A.J.), entered July 7, 2017. The order denied defendants' motion for summary judgment dismissing plaintiffs' complaint and granted plaintiffs' cross motion for partial summary judgment

JENNA W. KLUCSIK for STEVE MUELLER

15 minutes

LAWRENCE D. LISSAUER for DOUGLAS SOCHAN

10 minutes

**567.0
CA 17-02117**

SADASHIV S. SHENOY, M.D.

V

KALEIDA HEALTH

Appeal from an order of the Supreme Court, Erie County (Joseph R. Glownia, J.), entered March 1, 2017. The order denied the motion of defendant Kaleida Health for summary judgment dismissing the complaint.

CYNTHIA GIGANTI LUDWIG for KALEIDA HEALTH

15 minutes

MATTHEW JOHN GARVEY for SADASHIV S. SHENOY, M.D.

15 minutes

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

568.0
TP 17-01992

DEBORAH G. SADALLAH
V
N.Y.S. 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, Niagara County [Daniel J. Furlong, J.], entered October 24, 2017) to review a determination of respondent. The determination revoked petitioner's driving privileges in the State of New York.

MATTHEW A. LENHARD for **DEBORAH G. SADALLAH** Submitted

JONATHAN D. HITSOUS for **N.Y.S. DEPARTMENT OF MOTOR VEHICLES** Submitted

569.0
TP 17-01878

THOMAS CORDWAY
V
CAYUGA COUNTY

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, Cayuga County [Mark H. Fandrich, A.J.], entered October 16, 2017) to review a determination of respondents. The determination terminated benefits petitioner was receiving pursuant to General Municipal Law § 207-c.

A. ANDRE DALBEC for **THOMAS CORDWAY** Submitted

SUZANNE O. GALBATO for **CAYUGA COUNTY** Submitted

570.0
TP 17-01928

J.C. SMITH, INC.
V
N.Y.S. DEPARTMENT 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, Onondaga County [James P. Murphy, J.], entered October 18, 2017) to review a determination of respondents. The determination denied petitioner's application for re-certification as a Women-Owned Business Enterprise.

PATRICIA S. NAUGHTON for **J.C. SMITH, INC.** Submitted

ERIC T. SCHNEIDERMAN for **N.Y.S. DEPT. OF ECONOMIC DEVELOPMENT** Submitted

571.0
KA 16-01618

PEOPLE
V
JEREMIAH D. WILLIAMS

Appeal from a judgment of the Genesee County Court (Michael F. Pietruszka, J.), rendered April 11, 2016. The judgment convicted defendant, upon his plea of guilty, of failure to register/change of address.

MICHAEL S. DEAL for **JEREMIAH D. WILLIAMS** Submitted

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

572.0
KA 15-00945

PEOPLE
V
CHRISTOPHER D. TOWNSEND

Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.), rendered December 4, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

JANET C. SOMES for CHRISTOPHER D. TOWNSEND Submitted

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

573.0
KA 16-01087

PEOPLE
V
JOSE JUARBE

Appeal from a judgment of the Oneida County Court (Barry M. Donalty, J.), rendered April 11, 2016. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree.

DAVID A. COOKE for JOSE JUARBE Submitted

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

574.0
KA 16-00448

PEOPLE
V
TERRELL B. MILLER

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered March 16, 2016. The judgment convicted defendant, upon his plea of guilty, of burglary in the first degree.

DEBORAH K. JESSEY for TERRELL B. MILLER 10 minutes

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

575.0
KA 14-01963

PEOPLE
V
JERRY L. ELLINGTON

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered April 16, 2014. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the second degree.

KIMBERLY F. DUGUAY for JERRY L. ELLINGTON 10 minutes

SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK 10 minutes

576.0
KA 16-00662

PEOPLE
V
DAVID C. HOFFMAN

Appeal from an order of the Ontario County Court (William F. Kocher, J.), entered December 3, 2014. The order determined defendant to be a level two risk pursuant to the Sex Offender Registration Act.

MARK C. DAVISON for DAVID C. HOFFMAN Submitted

JASON A. MACBRIDE for PEOPLE OF THE STATE OF NEW YORK Submitted

577.0
KA 16-01119

PEOPLE
V
JONATHAN C. ROSSBOROUGH

Appeal from a judgment of the Ontario County Court (William F. Kocher, J.), rendered June 1, 2016. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a forged instrument in the second degree.

CARA A. WALDMAN for JONATHAN C. ROSSBOROUGH

Submitted

ZACHARY S. MAURER for PEOPLE OF THE STATE OF NEW YORK

Submitted

578.0
CAF 17-00054

SHAMECKIA LACHELLE WHITE
V
LOVANA E. BYRD-MCGUIRE

Appeal from an order of the Family Court, Onondaga County (Kevin G. Young, J.), entered November 29, 2016, in a proceeding pursuant to Family Court Act article 8. The order issued an order of protection against respondent.

LINDA M. CAMPBELL for LOVANA E. BYRD-MCGUIRE

10 minutes

SHAMECKIA LACHELLE WHITE for HERSELF

Submitted

579.0
CAF 17-00922

SHAMECKIA LACHELLE WHITE
V
LOVANA BYRD-MCGUIRE

Appeal from an order of the Family Court, Onondaga County (Kevin G. Young, J.), entered February 8, 2017, in a proceeding pursuant to Family Court Act article 8. The order denied the motion of respondent to set aside a prior decision.

LINDA M. CAMPBELL for LOVANA BYRD-MCGUIRE

Submitted

SHAMECKIA LACHELLE WHITE for HERSELF

Submitted

580.0
CAF 17-01425

SHELLI A. WHEELER
V
MICHAEL S. WHEELER

Appeal from a decision and order of the Family Court, Monroe County (Joan S. Kohout, J.), entered October 19, 2016, in a proceeding pursuant to Family Court Act article 4. The decision and order granted in part the objections of respondent, vacated the order of the Support Magistrate and dismissed the petition.

PAUL B. WATKINS for SHELLI A. WHEELER

10 minutes

FRANCIS C. AFFRONTI for MICHAEL S. WHEELER

10 minutes

581.0
CAF 17-01774

SHELLI A. WHEELER
V
MICHAEL S. WHEELER

Appeal from a decision and order of the Family Court, Monroe County (Joan S. Kohout, J.), entered August 7, 2017, in a proceeding pursuant to Family Court Act article 4. The decision and order settled the record for an appeal from an order entered October 19, 2016.

PAUL B. WATKINS for SHELLI A. WHEELER

Submitted

FRANCIS C. AFFRONTI for MICHAEL S. WHEELER

Submitted

582.0
CAF 16-01132

In the Matter of
SEAN P.

Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszczak, J.), entered June 7, 2016 in a proceeding pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent Sean P. had neglected the subject child.

JOHN A. CIRANDO for SEAN P. 10 minutes

MAGGIE SEIKALY for ONONDAGA CO. DEPT. OF CHILDREN & FAMILY SERVS. Submitted

LAURA ESTELA CARDONA, ATTORNEY FOR CHILD 5 minutes

583.0
CA 17-01590

MAL-BON, LLC
V
MELANIE SMITH

Appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered April 26, 2017. The order, insofar as appealed from, granted the motion of plaintiffs for partial summary judgment dismissing defendants' first, third, fourth, sixth and ninth counterclaims, dismissed said counterclaims and granted plaintiffs' motion for an adverse inference against defendants for spoliation.

STEVEN M. COHEN for MELANIE SMITH 15 minutes

CHRISTOPHER MATTHEW BERLOTH for MAL-BON, LLC 15 minutes

584.0
CA 17-01959

BARRY J. HASSETT
V
BUFFALO CHOP HOUSE, INC.

Appeal and cross appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered August 29, 2017. The order denied the motion of plaintiff and the cross motion of defendants for summary judgment.

SEAN COONEY for BARRY J. HASSETT 10 minutes

JENNA W. KLUCSIK for BUFFALO CHOP HOUSE, INC. 15 minutes

585.0
CA 17-01991

SHARON SCHWERTFAGER
V
N.Y.S. DIVISION OF HUMAN RIGHTS

Appeal from an order and judgment of the Supreme Court, Chautauqua County (Frank A. Sedita, III, J.), entered January 18, 2017. The order and judgment denied and dismissed the petition.

LINDY KORN for SHARON SCHWERTFAGER 15 minutes

JOSEPH M. SPADOLA for STATE UNIVERSITY OF NEW YORK 10 minutes

CAROLINE J. DOWNEY for N.Y.S. DIVISION OF HUMAN RIGHTS Submitted

586.0
CA 17-01556

N.Y.S. DEPARTMENT OF TRANSPORTATION
V
NORTH STAR PAINTING COMPANY, INC.

Appeal from an order of the Supreme Court, Cattaraugus County (Jeremiah J. Moriarty, III, J.), entered April 20, 2017. The order, among other things, granted plaintiff's motion for a conditional order of indemnity against defendant.

GEORGE J. HOFFMAN, JR., for NORTH STAR PAINTING COMPANY, INC. 10 minutes

	PAUL D. MCCORMICK for N.Y.S. DEPARTMENT OF TRANSPORTATION	10 minutes
587.0 CA 17-02014	SUSAN M. KINGLSY V THOMAS EDWARD PRICE, M.D.	
	Appeal from an order of the Supreme Court, Niagara County (Richard C. Kloch Sr., A.J.), entered June 13, 2017. The order, among other things, denied the motion of defendants Thomas Edward Price, M.D., Western New York Occupational Medicine, P.C., Michael Anthony Torres, M.D, Eastern Niagara Radiology and Nuclear Medicine Associates, P.C., Aurea Sismea Sushila DeSouza, M.D., Lockport Memorial Hospital and Eastern Niagara Hospital for summary judgment.	
	SETH HISER for THOMAS EDWARD PRICE, M.D.	5 minutes
	KEVIN T. SAUNDERS for NEW YORK STATE ELECTRIC AND GAS CORP.	15 minutes
	JOSEPH DEMARIE for SUSAN M. KINGLSY	10 minutes
	MEGHANN N. ROEHL for ONSITE OCCUPATIONAL HEALTH SERVICES	Submitted
588.0 CA 17-01120	LIZZIE CYRUS V WAL-MART STORES EAST, LP	
	Appeal from a judgment of the Supreme Court, Monroe County (William K. Taylor, J.), entered February 24, 2017. The judgment, in favor of defendant and against plaintiffs, awarded defendant costs and disbursements in the amount of \$1355.00.	
	MICHAEL J. HUTTER for LIZZIE CYRUS	10 minutes
	T. ANDREW BROWN for WAL-MART STORES EAST, LP	10 minutes
589.0 CA 17-01587	LYNN PAIGE V ROBERT PAIGE	
	Appeal and cross appeal from a decision and order of the Supreme Court, Steuben County (Marianne Furfure, A.J.), entered November 15, 2016. The decision and order, inter alia, equitably distributed the marital assets of the parties.	
	MAURICE JOSEPH VERRILLO for ROBERT PAIGE	20 minutes
	SUSAN KATHLEEN DUKE for LYNN PAIGE	15 minutes
590.0 CA 17-01588	LYNN PAIGE V ROBERT PAIGE	
	Appeal and cross appeal from a judgment of the Supreme Court, Steuben County (Marianne Furfure, A.J.), entered January 19, 2017 . The judgment, inter alia, distributed the marital assets of the parties.	
	MAURICE JOSEPH VERRILLO for ROBERT PAIGE	Submitted
	SUSAN KATHLEEN DUKE for LYNN PAIGE	Submitted
591.0 CA 17-01589	LYNN PAIGE V ROBERT PAIGE	

Appeal from an order of the Supreme Court, Steuben County (Marianne Furfure, A.J.), entered February 15, 2017 . The order directed defendant to pay \$4664 to plaintiff as and for legal fees.

MAURICE JOSEPH VERRILLO for ROBERT PAIGE

Submitted

SUSAN KATHLEEN DUKE for LYNN PAIGE

Submitted

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

ERIC T. SCHNEIDERMAN 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

R. MICHAEL TANTILLO 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

SANDRA J. DOORLEY 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

SANDRA J. DOORLEY for PEOPLE OF THE STATE OF NEW YORK Submitted

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

SANDRA J. DOORLEY 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.

AMY L. DI FRANCO for PUMPCRETE CORPORATION 15 minutes

ELLEN B. STURM 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. 10 minutes

608.0
CA 17-01757

PAUL E. SUCHER
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 10 minutes

CHARLES D. STEINMAN for PAUL E. SUCHER Submitted

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

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

614.0
TP 17-01949

JOHN NOTMAN
V
N.Y.S. DEPARTMENT OF HEALTH

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, Onondaga County [Spencer J. Luddington, J.], entered October 31, 2016) to review a determination of respondents. The determination denied petitioner's Medicaid application.

DAVID W. HERKALA for JOHN NOTMAN

Submitted

KATE H. NEPVEU for N.Y.S. DEPARTMENT OF HEALTH

Submitted

615.0
KA 16-02082

PEOPLE
V
THOMAS M. LASHER

Appeal from a judgment of the Supreme Court, Niagara County (Richard C. Kloch, Sr., J.), rendered June 21, 2016. The judgment convicted defendant, upon a jury verdict, of attempted murder in the second degree and assault in the first degree.

THERESA L. PREZIOSO for THOMAS M. LASHER

10 minutes

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

10 minutes

616.0
KA 16-00777

PEOPLE
V
JAMES WHITEHEAD

Appeal from a judgment of the Erie County Court (Michael L. D'Amico, J.), rendered October 8, 2015. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the second degree.

DEBORAH K. JESSEY for JAMES WHITEHEAD

10 minutes

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

10 minutes

617.0
KA 14-02100

PEOPLE
V
CHRISTOPHER L. WILMET

Appeal from a judgment of the Livingston County Court (Robert B. Wiggins, J.), rendered November 18, 2014. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the third degree.

CATHERINE H. JOSH for CHRISTOPHER L. WILMET

10 minutes

GREGORY J. MCCAFFREY for PEOPLE OF THE STATE OF NEW YORK

Submitted

618.0
KA 14-00239

PEOPLE
V
SEDRICK D. COUNCIL

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered October 10, 2013. The judgment convicted defendant, upon a jury verdict, of assault in the first degree, criminal possession of a weapon in the second degree and criminal possession of a weapon in the third degree.

KATHLEEN P. REARDON for SEDRICK D. COUNCIL

10 minutes

JOSEPH PLUKAS for PEOPLE OF THE STATE OF NEW YORK

10 minutes

619.0
KA 15-01509

PEOPLE
V
KELLEE L. LEWIS

Appeal from a judgment of the Cattaraugus County Court (Ronald D. Ploetz, J.), rendered August 3, 2015. The judgment convicted defendant, upon her plea of guilty, of criminal possession of a controlled substance in the third degree.

MICHAEL S. DEAL for KELLEE L. LEWIS

Submitted

LORI PETTIT RIEMAN for PEOPLE OF THE STATE OF NEW YORK

Submitted

620.0
KA 15-01510

PEOPLE
V
KELLEE L. LEWIS

Appeal from a judgment of the Cattaraugus County Court (Ronald D. Ploetz, J.), rendered August 3, 2015. The judgment convicted defendant, upon her plea of guilty, of criminal sale of a controlled substance in the third degree.

MICHAEL S. DEAL for KELLEE L. LEWIS

Submitted

LORI PETTIT RIEMAN for PEOPLE OF THE STATE OF NEW YORK

Submitted

621.0
KA 16-01176

PEOPLE
V
EDWARD LUNDY

Appeal from a judgment of the Onondaga County Court (James H. Cecile, A.J.), rendered April 28, 2015. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the fourth degree

NATHANIEL V. RILEY for EDWARD LUNDY

10 minutes

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

10 minutes

622.0
KA 16-01175

PEOPLE
V
EDWARD LUNDY

Appeal from a judgment of the Onondaga County Court (James H. Cecile, A.J.), rendered April 28, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree.

NATHANIEL V. RILEY for EDWARD LUNDY

Submitted

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

Submitted

623.0
KA 16-01174

PEOPLE
V
EDWARD LUNDY

Appeal from a judgment of the Onondaga County Court (James H. Cecile, A.J.), rendered April 28, 2015. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree.

NATHANIEL V. RILEY for EDWARD LUNDY

Submitted

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

Submitted

624.0
KA 16-00555

PEOPLE
V
KEVIN FITZRANDOLPH

Appeal from a judgment of the Erie County Court (Michael F. Pietruszka, J.), rendered December 22, 2015. The judgment convicted defendant, upon a nonjury verdict, of murder in the second degree.

KRISTIN M. PREVE for KEVIN FITZRANDOLPH

10 minutes

JOHN J. FLYNN for PEOPLE OF THE STATE OF NEW YORK

Submitted

625.0
CAF 16-01341

In the Matter of
CAIDENCE M.

Appeal from an order of the Family Court, Seneca County (Dennis F. Bender, J.), entered July 21, 2016, in a proceeding pursuant to Social Services Law § 384-b. The order, inter alia, terminated the parental rights of respondent.

MARY M. WHITESIDE for FRANCIS W.M.

10 minutes

DAVID K. ETTMAN for SENECA COUNTY D.S.S.

10 minutes

SARA E. ROOK, ATTORNEY FOR CHILD

5 minutes

626.0
CA 17-01939

BELLA ROSS
V
AVI LANDAU

Appeal from an order of the Monroe County Court (Victoria M. Argento, J.), entered December 7, 2015. The order affirmed a judgment of the Rochester City Court dated May 14, 2015 that dismissed plaintiff's claim for damages in an action involving personal tort.

MICHAEL J. CROSBY for BELLA ROSS

10 minutes

AVI LANDAU for HIMSELF

Submitted

627.0
CA 17-00173

STATE OF NEW YORK
V
EDWARD T.

Appeal from an order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered November 3, 2016 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, committed respondent to a secure treatment facility.

MICHAEL F. HIGGINS for EDWARD T.

10 minutes

FRANK BRADY for STATE OF NEW YORK

10 minutes

628.0
CA 17-02041

KAREN A. WHITAKER
V
KENNEDY/TOWN OF POLAND

Appeal from an amended decision and order of the Supreme Court, Chautauqua County (Eugene F. Pigott, Jr., A.J.), entered September 20, 2017. The amended decision and order denied the motion of defendants Kennedy/Town of Poland and Town of Poland Highway Department for summary judgment dismissing the complaint.

JENNA W. KLUCSIK for KENNEDY/TOWN OF POLAND 15 minutes

JOHN A. COLLINS for KAREN A. WHITAKER 10 minutes

629.0
CA 17-00471

GLENN T.
V
STATE OF NEW YORK

Appeal from an order of the Supreme Court, Oneida County (Louis P. Gigliotti, A.J.), entered December 30, 2016 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, continued respondent's commitment to a secure treatment facility.

PATRICK T. CHAMBERLAIN for GLENN T. 10 minutes

FRANK BRADY for STATE OF NEW YORK 10 minutes

630.0
CA 17-01005

W. JAMES CAMPERLINO
V
DAN E. BARGABOS

Appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered July 29, 2016. The order, among other things, denied defendants' motion to preclude plaintiff from offering evidence at trial of all road construction costs expensed by plaintiff on his tax returns against section 4B of the Waterford Woods Development.

JOHN A. CIRANDO for DAN E. BARGABOS 15 minutes

MICHAEL JON LONGSTREET for W. JAMES CAMPERLINO 15 minutes

631.0
CA 17-01006

W. JAMES CAMPERLINO
V
DAN E. BARGABOS

Appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered August 9, 2016. The order granted plaintiff's motion seeking summary judgment on the issue of contractual liability and to dismiss all of defendants' affirmative defenses and counterclaims.

JOHN A. CIRANDO for DAN E. BARGABOS Submitted

MICHAEL JON LONGSTREET for W. JAMES CAMPERLINO Submitted

632.0
CA 17-01007

W. JAMES CAMPERLINO
V
DAN E. BARGABOS

Appeal from an judgment of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered August 24, 2016, upon a jury verdict. The judgment adjudged that plaintiff recover the sum of \$287,222.83 from defendants.

JOHN A. CIRANDO for DAN E. BARGABOS Submitted

MICHAEL JON LONGSTREET for W. JAMES CAMPERLINO Submitted

633.0
CA 17-01008

W. JAMES CAMPERLINO
V
DAN E. BARGABOS

Appeal and cross appeal from an amended judgment of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered February 2, 2017, upon a jury verdict. The amended judgment adjudged that plaintiff recover the sum of \$253,890.80 from defendants.

JOHN A. CIRANDO for DAN E. BARGABOS

Submitted

MICHAEL JON LONGSTREET for W. JAMES CAMPERLINO

Submitted

634.0
CA 17-01837

W. JAMES CAMPERLINO
V
DAN E. BARGABOS

Appeal and cross appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered January 25, 2017. The order, among other things, granted defendants' motion to correct the prejudgment interest rate.

JOHN A. CIRANDO for DAN E. BARGABOS

Submitted

MICHAEL JON LONGSTREET for W. JAMES CAMPERLINO

Submitted

635.0
CA 17-01934

MARY WYZYKOWSKI
V
STATE OF NEW YORK

Appeal from a decision and order of the Court of Claims (Renee Forgensi Minarek, J.), entered January 3, 2017. The decision and order granted the motion of defendant for summary judgment and dismissed the claim.

ANGELO S. GAMBINO for MARY WYZYKOWSKI

10 minutes

PATRICK A. WOODS for STATE OF NEW YORK

10 minutes