

**DAY CALENDAR**  
**Wednesday, February 25, 2015 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

269.0  
KA 07-00713

**PEOPLE**  
**V**  
**JARVIS LASSALLE**

Appeal from a judgment of the Erie County Court (Shirley Troutman, J.), rendered February 26, 2007. The judgment convicted defendant, upon his plea of guilty, of robbery in the first degree.

LYLE T. HAJDU for JARVIS LASSALLE 10 minutes

DONNA A. MILLING for PEOPLE OF THE STATE OF NEW YORK 5 minutes

270.0  
KA 13-00966

**PEOPLE**  
**V**  
**JASON E. SALOIS**

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered May 1, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal sexual act in the first degree.

TIMOTHY P. MURPHY for JASON E. SALOIS Submitted

NICHOLAS T. TEXIDO for PEOPLE OF THE STATE OF NEW YORK Submitted

271.0  
KA 11-01844

**PEOPLE**  
**V**  
**EMMANUEL D. LITTLE**

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered June 23, 2011. The judgment sentenced defendant upon his conviction for manslaughter in the second degree.

DAVID R. JUERGENS for EMMANUEL D. LITTLE 5 minutes

DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK 10 minutes

272.0  
KA 13-01070

**PEOPLE**  
**V**  
**CAMERON S. RIVES**

Appeal from a judgment of the Cattaraugus County Court (Larry M. Himelein, J.), rendered August 13, 2012. The judgment convicted defendant, upon his plea of guilty, of robbery in the first degree, robbery in the second degree, burglary in the first degree, burglary in the second degree, assault in the third degree and petit larceny.

LYLE T. HAJDU for CAMERON S. RIVES 10 minutes

LORI PETTIT RIEMAN for PEOPLE OF THE STATE OF NEW YORK Submitted

273.0  
KA 12-01593

**PEOPLE**  
**V**  
**KENNETH M. FOWLER**

Appeal from a judgment of the Ontario County Court (William F. Kocher, J.), rendered November 30, 2011. The judgment convicted defendant, upon a jury verdict, of robbery in the second degree (two counts) and unlawful imprisonment in the first degree.

	JOHN A. CIRANDO for KENNETH M. FOWLER	15 minutes
	BRIAN D. DENNIS for PEOPLE OF THE STATE OF NEW YORK	15 minutes
274.0 KA 11-02404	<b>PEOPLE</b> V <b>WALLACE DRAKE</b>	
	Appeal from a resentence of the Onondaga County Court (Joseph E. Fahey, J.), rendered October 19, 2011. Defendant was resentenced by imposing periods of postrelease supervision upon his convictions of attempted murder in the second degree, assault in the first degree and criminal possession of a weapon in the second degree.	
	BRYCE THERRIEN for WALLACE DRAKE	Submitted
	MARIA MALDONADO for PEOPLE OF THE STATE OF NEW YORK	Submitted
275.0 KA 14-00545	<b>PEOPLE</b> V <b>ELUID CALDERON</b>	
	Appeal from an order of the Supreme Court, Monroe County (Francis A. Affronti, J.), entered January 31, 2014. The order determined that defendant is a level two risk pursuant to the Sex Offender Registration Act.	
	JAMES ECKERT for ELUID CALDERON	Submitted
	NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK	Submitted
276.0 KA 13-01755	<b>PEOPLE</b> V <b>JOSEPH TARTAGLIA</b>	
	Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.) rendered September 19, 2013. The judgment revoked defendant's probation and imposed a term of imprisonment.	
	JOSEPH D. WALDORF for JOSEPH TARTAGLIA	10 minutes
	DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK	10 minutes
277.0 KA 13-01947	<b>PEOPLE</b> V <b>DAVID W. ROBERTS</b>	
	Appeal from a judgment of the Wyoming County Court (Mark H. Dadd, J.), rendered March 18, 2013. The judgment convicted defendant, upon his plea of guilty, of course of sexual conduct against a child in the first degree.	
	LYLE T. HAJDU for DAVID W. ROBERTS	10 minutes
	VINCENT A. HEMMING for PEOPLE OF THE STATE OF NEW YORK	Submitted
278.0 CAF 13-01168	<b>In the Matter of</b> <b>DOREAN G.</b>	
	Appeal from an order of the Family Court, Erie County (Margaret O. Szcurek, J.), entered June 6, 2013, in a proceeding pursuant to Social Services Law § 384. The order, among other things, terminated respondent's parental rights with respect to the subject child.	
	JENNIFER M. LORENZ for SHAWNTAI M.	10 minutes

	JOSEPH T. JARZEMBEK for ERIE COUNTY D.S.S.	10 minutes
	MARY ANNE CONNELL, ATTORNEY FOR CHILD	10 minutes
279.0 CAF 13-01533	<b>In the Matter of DOREAN G.</b>	
	Appeal from an order of the Family Court, Erie County (Margaret O. Szcur, J.), entered July 19, 2013, in a proceeding pursuant to Social Services Law § 384. The order, among other things, The order, among other things, transferred the guardianship and custody of the subject child to petitioner.	
	JENNIFER M. LORENZ for SHAWNTAI M.	Submitted
	JOSEPH T. JARZEMBEK for ERIE COUNTY D.S.S.	Submitted
	MARY ANNE CONNELL, ATTORNEY FOR CHILD	Submitted
280.0 CAF 13-00986	<b>MILDRED PEREA V BRAUNA SANCHEZ</b>	
	Appeal from an order of the Family Court, Erie County (Margaret O. Szczur, J.), entered April 12, 2013 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petitions.	
	SHEILA SULLIVAN DICKINSON for HERSELF	5 minutes
	JENNIFER M. LORENZ for SALEH ABDULLA	5 minutes
	PETER P. VASILION for BRAUNA SANCHEZ	Submitted
	DEBORAH J. SCINTA for MILDRED PEREA	5 minutes
281.0 CAF 13-01406	<b>In the Matter of KYLA E.</b>	
	Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszczak, J.), entered July 29, 2013, in a proceeding pursuant to Social Services Law § 384-b. The order terminated the parental rights of respondent.	
	RUPAK R. SHAH for STEPHANIE F.	10 minutes
	MAGGIE SEIKALY for ONONDAGA COUNTY D.S.S.	10 minutes
	THEODORE W. STENUF, ATTORNEY FOR CHILD	10 minutes
282.0 CAF 14-00330	<b>TAMARA SLOAN V MICHAEL BRUYERE</b>	
	Appeal from an order of the Family Court, Erie County (Deanne M. Tripi, J.), entered February 10, 2014, in a proceeding pursuant to Family Court Act article 6. The order granted the motion of petitioner for summary judgment.	
	DEBORAH J. SCINTA for MICHAEL BRUYERE	5 minutes
	JENNIFER M. LORENZ for TAMARA SLOAN	5 minutes
	MARY ANNE CONNELL, ATTORNEY FOR CHILD	10 minutes
283.0 CAF 14-00331	<b>TAMARA SLOAN V MICHAEL BRUYERE</b>	

Appeal from an order of the Family Court, Erie County (Deanne M. Tripi, J.), entered February 10, 2014, in a proceeding pursuant to Family Court Act article 6. The order granted sole custody to petitioner and terminated the access of respondent to the child.

DEBORAH J. SCINTA for MICHAEL BRUYERE Submitted

JENNIFER M. LORENZ for TAMARA SLOAN Submitted

MARY ANNE CONNELL, ATTORNEY FOR CHILD Submitted

284.0  
CA 14-01684

ADAM WEIERHEISER  
V  
MCCANN'S, INC.

Appeals from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered April 15, 2014. The order denied the motions of defendants for summary judgment.

LAURENCE D. BEHR for MCCANN'S, INC. 10 minutes

JOHN M. COYLE for DARRT AMUSEMENT, INC. 10 minutes

GREGORY V. PAJAK for ADAM WEIERHEISER 10 minutes

285.0  
CA 14-01485

SCOTT BOWMAN  
V  
JEANETTE E. ZUMPARO

Appeal from an order of the Supreme Court, Oneida County (Patrick F. MacRae, J.), entered January 2, 2014. The order, insofar as appealed from, granted the cross motion of defendants Kathi Wheatley and Randy K. Wheatley to dismiss the complaint and dismissed the complaint against them.

MO J. ATHARI for SCOTT BOWMAN 10 minutes

AUBREY A. ROMAN for KATHI WHEATLEY 15 minutes

286.0  
CA 14-01113

ALTSCHULER SHAHAM PROVIDENT FUNDS  
V  
GML TOWER LLC

Appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered March 18, 2014. The order, among other things, denied plaintiff's motion to modify the judgment of foreclosure and sale.

BRUCE H. LEDERMAN for ALTSCHULER SHAHAM PROVIDENT FUNDS 15 minutes

MARC W. BROWN for SYMPHONY TOWER LLC 15 minutes

ANDREW AGATI for THE HAYNER HOYT CORPORATION 15 minutes

JORDAN R. PAVLUS for SYRACUSE MERIT ELECTRIC 10 minutes

THOMAS PETER GIVAS for L.A. PAINTING, INC. Submitted

MARK J. MORETTI for THE PIKE COMPANY, INC. Submitted

287.0  
CA 14-01491

TIGE C. FENDT  
V  
GENERAL ELECTRIC COMPANY

Appeal from an order of the Supreme Court, Erie County (Tracey A. Bannister, J.), entered November 8, 2013. The order granted the motion of plaintiff to compel examinations before trial.

ROBERT E. GALLAGHER, JR., for GENERAL ELECTRIC COMPANY 10 minutes

CHRISTOPHER D. D'AMATO for TIGE C. FENDT 10 minutes

288.0  
CA 14-00939

**SCHWERZMANN & WISE, P.C.**

**V**

**TOWN OF HOUNSFIELD**

Appeal from an order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered January 7, 2014. The order, among other things, granted plaintiff's motion for summary judgment.

JOHN A. CIRANDO for TOWN OF HOUNSFIELD 15 minutes

JONATHAN B. FELLOWS for SCHWERZMANN & WISE, P.C. 10 minutes

289.0  
CA 14-00940

**SCHWERZMANN & WISE, P.C.**

**V**

**TOWN OF HOUNSFIELD**

Appeal from a judgment of the Supreme Court, Jefferson County (James P. McClusky, J.), entered January 30, 2014. The judgment, among other things, awarded plaintiff the sum of \$182,137.89 as against defendant.

JOHN A. CIRANDO for TOWN OF HOUNSFIELD Submitted

JONATHAN B. FELLOWS for SCHWERZMANN & WISE, P.C. Submitted

290.0  
CA 14-00757

**MARK JANCZYLIK**

**V**

**STATE OF NEW YORK**

Appeal from a judgment of the Court of Claims (Glen T. Bruening, J.), entered July 24, 2013. The judgment dismissed the claim after a trial on liability.

GERARD A. STRAUSS for MARK JANCZYLIK 15 minutes

KATHLEEN M. ARNOLD for STATE OF NEW YORK 10 minutes

291.0  
CA 14-01522

**DEMISSE TESSEMA**

**V**

**CITY OF ROCHESTER**

Appeal from a decision and order of the Supreme Court, Monroe County (William P. Polito, J.), entered November 6, 2013. The decision and order granted the motion of defendant for summary judgment, dismissed the action and denied the cross motion of plaintiff for partial summary judgment.

ALAN J. KNAUF for DEMISSE TESSEMA 20 minutes

JOHN M. CAMPOLIETO for CITY OF ROCHESTER 10 minutes