

DAY CALENDAR
Monday, February 23, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

225.0
KA 14-00033

PEOPLE
V
ALEXANDER S. VANVLEET

Appeal from a judgment of the Seneca County Court (Dennis F. Bender, J.), rendered July 1, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal mischief in the second degree.

STEVEN J. GETMAN for ALEXANDER S. VANVLEET Submitted

BARRY L. PORSCHE for PEOPLE OF THE STATE OF NEW YORK Submitted

226.0
KA 13-01936

PEOPLE
V
ANGEL T. CALDERON

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered September 18, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of stolen property in the fourth degree.

SUSAN C. MINISTERO for ANGEL T. CALDERON Submitted

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

227.0
KA 11-00417

PEOPLE
V
CARMELO ECHEVARRIA

Appeal from a judgment of the Monroe County Court (Patricia D. Marks, J.), rendered January 24, 2011. The judgment convicted defendant, upon a jury verdict, of robbery in the third degree and grand larceny in the fourth degree (two counts).

MARY P. DAVISON for CARMELO ECHEVARRIA Submitted

SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK Submitted

228.0
KA 13-01903

PEOPLE
V
GORDY A. AKINPELU

Appeal from an order of the Genesee County Court (Robert C. Noonan, J.), entered September 13, 2013. The order determined defendant to be a level two risk pursuant to the Sex Offender Registration Act.

ALAN WILLIAMS for GORDY A. AKINPELU Submitted

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

229.0
KA 12-00550

PEOPLE
V
STEVEN T. O'NEIL

Appeal from a judgment of the Monroe County Court (Frank P. Geraci, Jr., J.), rendered February 1, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a forged instrument in the second degree.

	SHIRLEY A. GORMAN for STEVEN T. O'NEIL	10 minutes
	ERIN TUBBS for PEOPLE OF THE STATE OF NEW YORK	5 minutes
230.0 KA 12-00111	PEOPLE V ROBERT GARROW, III	
	Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered June 2, 2011. The judgment convicted defendant, upon a jury verdict, of predatory sexual assault against a child, rape in the first degree (two counts) and endangering the welfare of a child.	
	PIOTR BANASIAK for ROBERT GARROW, III	20 minutes
	VICTORIA M. WHITE for PEOPLE OF THE STATE OF NEW YORK	10 minutes
231.0 KA 12-00793	PEOPLE V JOSE MEJIA	
	Appeal from a judgment of the Erie County Court (Sheila A. DiTullio, J.), rendered March 19, 2012. The judgment convicted defendant of murder in the second degree (two counts), robbery in the first degree, robbery in the second degree, criminal possession of a weapon in the second degree and criminal possession of stolen property in the fifth degree.	
	TIMOTHY P. MURPHY for JOSE MEJIA	15 minutes
	MATTHEW B. POWERS for PEOPLE OF THE STATE OF NEW YORK	5 minutes
232.0 KA 11-01614	PEOPLE V JAMELL R. MCCULLOUGH	
	Appeal from a judgment of the Supreme Court, Monroe County (Joseph D. Valentino, J.), rendered November 3, 2010. The judgment convicted defendant, upon a jury verdict, of murder in the second degree, robbery in the first degree and attempted robbery in the first degree.	
	BRIAN SHIFFRIN for JAMELL R. MCCULLOUGH	15 minutes
	NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK	15 minutes
233.0 KA 12-00585	PEOPLE V JIMMY VELAZQUEZ	
	Appeal, by permission of a Justice of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Supreme Court, Erie County (Russell P. Buscaglia, A.J.), dated January 25, 2012. The order denied defendant's motion pursuant to CPL 440.20 to set aside his sentence.	
	DEBORAH K. JESSEY for JIMMY VELAZQUEZ	5 minutes
	DAVID A. HERATY for PEOPLE OF THE STATE OF NEW YORK	5 minutes
234.0 KA 11-00678	PEOPLE V STEVEN T. O'NEIL	

Appeal from a judgment of the Monroe County Court (Patricia D. Marks, J.), rendered September 13, 2010. The judgment convicted defendant, upon his plea of guilty of grand larceny in the third degree, grand larceny in the fourth degree, criminal possession of stolen property in the third degree and criminal possession of stolen property in the fourth degree.

SHIRLEY A. GORMAN for STEVEN T. O'NEIL

10 minutes

ERIN TUBBS for PEOPLE OF THE STATE OF NEW YORK

5 minutes

235.0
KA 11-01537

PEOPLE
V
DAMIAN JOHNSON

Appeal from a resentence of the Supreme Court, Monroe County (Francis A. Affronti, J.), rendered June 7, 2011. Defendant was resented by imposing a period of five years postrelease supervision upon his conviction of sodomy in the first degree.

KIMBERLY F. DUGUAY for DAMIAN JOHNSON

5 minutes

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

5 minutes

236.0
KA 14-01564

PEOPLE
V
TODD C. MIRABELLA

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered January 6, 2014. The judgment convicted defendant, upon a jury verdict, of sexual abuse in the first degree (two counts), criminal sexual act in the first degree, and sexual abuse in the third degree (two counts).

BRIAN SHIFFRIN for TODD C. MIRABELLA

15 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK

15 minutes

237.0
CA 14-01446

MICHAEL D. FILER
V
KEYSTONE CORPORATION

Appeals from an order and judgment of the Supreme Court, Erie County (John L. Michalek, J.), entered February 7, 2014. The order and judgment denied the motions of defendants for summary judgment.

HEDWIG M. AULETTA for ARTHUR SIMMONS

15 minutes

ALBERT J. D'AQUINO for KEYSTONE CORPORATION

15 minutes

DAVID RAY ADAMS for ABS MACHINING, LTD.

15 minutes

JENNIFER J. SEALE for MICHAEL D. FILER

15 minutes

239.0
CA 14-01721

J. RICHARD WILSON
V
REBECCA PERKINS WILSON

Appeal from an order of the Supreme Court, Monroe County (John M. Owens, J.), entered April 3, 2014. The order insofar as appealed from, denied the motion of defendant to compel plaintiff to pay her moving and storage fees, her attorney's fees and the value of numerous personal effects.

MARK WARREN MOODY for REBECCA PERKINS WILSON

10 minutes

	MICHAEL G. PAUL for J. RICHARD WILSON	15 minutes
240.0	MARGARITA ZULEY, M.D.	
CA 14-01129	V	
	ELIZABETH WENDE BREAST CARE, LLC	
	Appeal from an order and judgment of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered January 24, 2014. The order and judgment granted the cross motions of defendants to dismiss plaintiff's second through fifth causes of action and decreed all other pending applications moot.	
	DONALD W. O'BRIEN, JR., for MARGARITA ZULEY, M.D.	30 minutes
	THOMAS F. KNAB for ELIZABETH WENDE BREAST CARE, LLC	15 minutes
	DAVID K. HOU for WENDE LOGAN-YOUNG, M.D.	10 minutes
241.0	JASON RUPP	
CA 14-01621	V	
	JEREMY BURGER	
	Appeal from a decision and order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered March 28, 2014. The decision and order, insofar as appealed from, granted the motion of defendant to dismiss the complaint.	
	SHARI JO REICH for JASON RUPP	15 minutes
	GEFFREY GISMONDI for JEREMY BURGER	5 minutes
242.0	MEDLOCK CROSSING SHOPPING CENTER	
CA 14-01453	V	
	KITCHEN & BATH STUDIO, INC.	
	Appeal from a corrected order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered May 29, 2014. The corrected order, insofar as appealed from, granted plaintiff summary judgment on its claim for breach of lease and guaranty and awarded plaintiff damages.	
	PAUL A. LEVINE for KITCHEN & BATH STUDIO, INC.	10 minutes
	BRIAN LAUDADIO for MEDLOCK CROSSING SHOPPING CENTER	10 minutes
243.0	JOHN H. BAUSENWEIN, III	
CA 14-01497	V	
	TIMOTHY ALLISON	
	Appeals from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered November 7, 2013. The order, insofar as appealed from, granted the motion of defendant Timothy Allison for summary judgment, dismissed the complaint against Allison and denied the application of plaintiff for summary judgment.	
	DIANE R. TIVERON for JOHN H. BAUSENWEIN, III	15 minutes
	STEVEN P. CURVIN for TIMOTHY ALLISON	15 minutes
	ROBERT M. SHADDOCK for THOMAS J. WELSH	10 minutes
244.0	JEFFERY BURNS	
CA 14-01125	V	
	LECESSE CONSTRUCTION SERVICES LLC	

Appeal from a decision and order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered April 7, 2014. The decision and order, insofar as appealed from, granted the motion of Pro Carpet, Inc., for summary judgment dismissing the cross claims against it; dismissed the third-party action of Pro Carpet, Inc.; denied so much of the motions of the remaining defendants for summary judgment dismissing plaintiff's negligence and Labor Law §§ 200 and 241 (6) claims; and granted so much of plaintiff's motion for summary judgment on the element of causation.

PHILIP M. GULISANO for LECESSE CONSTRUCTION SERVICES LLC	15 minutes
MATTHEW A. LENHARD for DUKES PROPERTY DEVELOPMENT, LLC	15 minutes
KELLY J. PHILIPS for PRO CARPET, INC.	15 minutes
ROBERT H. FLYNN for U.S. CEILING CORP.	15 minutes
K. JOHN WRIGHT for JEFFERY BURNS	15 minutes
DANIEL P. DEBOLT for JEFFERY BURNS	15 minutes

245.0
CA 14-01126

JEFFERY BURNS
V
LECESSE CONSTRUCTION SERVICES LLC

Appeals from a bench decision and order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered May 30, 2014. The bench decision and order, insofar as appealed from, denied in part the motions of defendants Dukes Property Development, LLC, and U.S. Ceiling Corp. for reargument.

PHILIP M. GULISANO for LECESSE CONSTRUCTION SERVICES LLC	Submitted
MATTHEW A. LENHARD for DUKES PROPERTY DEVELOPMENT, LLC	Submitted
KELLY J. PHILIPS for PRO CARPET, INC.	Submitted
ROBERT H. FLYNN for U.S. CEILING CORP.	Submitted
K. JOHN WRIGHT for JEFFERY BURNS	Submitted
DANIEL P. DEBOLT for JEFFERY BURNS	Submitted

DAY CALENDAR
Tuesday, February 24, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

251.0
KA 11-02122

PEOPLE
V
ANTHONY N. OTT

Appeal from a judgment of the Supreme Court, Monroe County (Francis A. Affronti, J.), rendered June 28, 2011. The judgment sentenced defendant upon his conviction for murder in the second degree.

JAMES A. HOBBS for ANTHONY N. OTT 5 minutes

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

256.0
KA 11-02497

PEOPLE
V
RONALD LARKINS

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloj, J.), rendered December 2, 2011. The judgment convicted defendant, upon a jury verdict, of attempted robbery in the first degree.

CHRISTINE M. COOK for RONALD LARKINS 10 minutes

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

246.0
KA 11-00967

PEOPLE
V
DANA M. HOLLEY

Appeal from a judgment of the Monroe County Court (John L. DeMarco, J.), rendered February 9, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree (two counts) and criminal possession of a weapon in the third degree.

JAMES ECKERT for DANA M. HOLLEY Submitted

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

247.0
KA 14-00853

PEOPLE
V
DOMINIQUE T. WIGGINS

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered April 3, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

ANN M. NICHOLS for DOMINIQUE T. WIGGINS Submitted

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

248.0
KA 10-01027

PEOPLE
V
JASON D. SMITH

Appeal from a judgment of the Monroe County Court (John L. DeMarco, J.), rendered February 24, 2010. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree and robbery in the second degree.

	CARA A. WALDMAN for JASON D. SMITH	15 minutes
	LEAH R. MERVINE for PEOPLE OF THE STATE OF NEW YORK	15 minutes
249.0 KA 12-01877	PEOPLE V DARRON S. MORRIS	
	Appeal from a judgment of the Jefferson County Court (Kim H. Martusewicz, J.), rendered September 17, 2012. The judgment convicted defendant, upon a jury verdict, of attempted murder in the second degree; assault in the first degree; criminal use of a firearm in the first degree; and criminal possession of a weapon in the second degree.	
	JOHN A. CIRANDO for DARRON S. MORRIS	15 minutes
	HARMONY A. HEALY for PEOPLE OF THE STATE OF NEW YORK	10 minutes
250.0 KA 11-02600	PEOPLE V IRA MCCULLARS	
	Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered September 27, 2011. The judgment convicted defendant, upon a jury verdict, of burglary in the first degree and conspiracy in the fourth degree.	
	PHILIP ROTHSCHILD for IRA MCCULLARS	10 minutes
	JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK	10 minutes
252.0 KA 11-02500	PEOPLE V RICHARD PITCHER	
	Appeal from a judgment of the Onondaga County Court (William D. Walsh, J.), rendered September 26, 2011. The judgment convicted defendant, upon his plea of guilty, of burglary in the first degree	
	JOHN A. CIRANDO for RICHARD PITCHER	10 minutes
	VICTORIA M. WHITE for PEOPLE OF THE STATE OF NEW YORK	10 minutes
253.0 KA 13-01572	PEOPLE V REYMUNDO NIEVES-ROJAS	
	Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered August 20, 2013. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree and burglary in the third degree.	
	BARBARA J. DAVIES for REYMUNDO NIEVES-ROJAS	Submitted
	DAVID A. HERATY for PEOPLE OF THE STATE OF NEW YORK	Submitted
254.0 KA 13-01573	PEOPLE V REYMUNDO NIEVES-ROJAS	
	Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered August 20, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted burglary in the second degree (two counts).	

	BARBARA J. DAVIES for REYMUNDO NIEVES-ROJAS	Submitted
	DAVID A. HERATY for PEOPLE OF THE STATE OF NEW YORK	Submitted
255.0 KA 13-01868	PEOPLE V LAWRENCE M. BRADFORD	
	Appeal from a judgment of the Jefferson County Court (Kim H. Martusewicz, J.), rendered September 25, 2013. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree	
	CHARLES J. GREENBERG for LAWRENCE M. BRADFORD	10 minutes
	NICOLE L. KYLE for PEOPLE OF THE STATE OF NEW YORK	10 minutes
257.0 KA 14-00226	PEOPLE V WILLIAM D. BLAKE	
	Appeal from a judgment of the Cayuga County Court (Mark H. Fandrich, J.), rendered July 30, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the fourth degree (two counts), criminal sale of a controlled substance in the fifth degree (two counts), and criminal possession of a controlled substance in the fifth degree (two counts).	
	CHARLES A. MARANGOLA for WILLIAM D. BLAKE	Submitted
	NATHAN J. GARLAND for PEOPLE OF THE STATE OF NEW YORK	Submitted
258.0 OP 14-01594	ROBERT CASE, JR. V FRANK A. SEDITA, III	
	Proceeding pursuant to CPLR article 78 (initiated in the Appellate Division of the Supreme Court in the Fourth Judicial Department pursuant to CPLR 506 [b] [1]) to prohibit the continued prosecution of Erie County Indictment No. 01158-2012.	
	JOSEPH A. ABLES, JR., for ROBERT CASE, JR.	Submitted
	MATTHEW B. POWERS for FRANK A. SEDITA, III	Submitted
	HONORABLE JOHN L. MICHALSKI for HIMSELF	Submitted
259.0 CA 14-01722	JOHN C. RICH V GREG ORLANDO	
	Appeal from a judgment of the Supreme Court, Oneida County (Patrick F. MacRae, J.), entered January 24, 2014. The judgment dismissed the first counterclaim stated in defendants' answer.	
	WILLIAM M. BORRILL for GREG ORLANDO	10 minutes
	RALPH W. FUSCO for JOHN C. RICH	10 minutes
260.0 CA 14-01372	LUKE DOUGLAS SMART V DANFORTH J. RIVET, JR.	

Appeals from an order of the Supreme Court, Herkimer County (Norman I. Siegel, J.), entered October 30, 2013. The order granted the motion of defendant Oswego County Opportunities, Inc., for dismissal, dismissed the complaint and cross claims against said defendant and denied the motion of said defendant to compel the other parties to reimburse it for the costs of photocopying.

KEITH M. FRARY for DANFORTH J. RIVET, JR. 15 minutes

ROBERT E. GENANT for LUKE DOUGLAS SMART Submitted

DANIEL P. LARABY for OSWEGO COUNTY OPPORTUNITIES, INC. 10 minutes

261.0
CA 14-01650

MARLIN LYNDAKER
V
BD. OF ED. OF W. CANADA VALLEY

Appeal from an order of the Supreme Court, Herkimer County (Erin P. Gall, J.), entered December 10, 2013. The order denied defendants' motion to dismiss.

PATRICK J. FITZGERALD, III, for BD. OF ED. OF W. CANADA VALLEY 15 minutes

KEVIN G. MARTIN for MARLIN LYNDAKER 5 minutes

262.0
CA 14-01008

LOUIS PATERNOSTRO
V
ADVANCE SANITATION, INC.

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered August 22, 2013. The order granted defendants' motion for summary judgment dismissing the complaint.

JOHN A. COLLINS for LOUIS PATERNOSTRO 10 minutes

ELISE L. CASSAR for ADVANCE SANITATION, INC. 10 minutes

263.0
CA 14-01423

HOLLY M. REDMOND
V
DENIS M. REDMOND

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered April 3, 2014. The order denied the motion of defendants for summary judgment dismissing the complaint.

LAURENCE D. BEHR for DENIS M. REDMOND 10 minutes

ALAN D. VOOS for HOLLY M. REDMOND 10 minutes

264.0
CA 14-01388

JOHN F. BOUCK
V
SKANEATELES AERODOME, LLC

Appeal from an order of the Supreme Court, Cayuga County (Thomas G. Leone, A.J.), entered March 11, 2014. The order denied the motion of defendant for summary judgment.

MICHELLE RUDDEROW for SKANEATELES AERODOME, LLC 10 minutes

MICHAEL G. BERSANI for JOHN F. BOUCK 10 minutes

265.0
CA 14-01716

GREGORY MILLER
V
WEBB OF BUFFALO, LLC

Appeals and cross appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered December 3, 2013. The order, among other things, denied defendants' motions for summary judgement.

AMANDA L. MACHACEK for TIME WARNER CABLE, INC. 20 minutes

ERIN E. COLE for WEBB OF BUFFALO, LLC 15 minutes

JONATHAN S. HICKEY for BURKE HOMES, LLC 20 minutes

BRIAN R. HOGAN for GREGORY MILLER 15 minutes

266.0
CA 14-01289

BARBARA HALE GONZALEZ

V

ROYALTON EQUINE VETERINARY SERVICES

Appeal from a decision and order of the Niagara County (Sara S. Farkas, J.), entered October 2, 2013. The decision and order reversed a decision and order of the Lockport City Court.

GEORGE V.C. MUSCATO for BARBARA HALE GONZALEZ 10 minutes

JONATHAN H. BARD for ROBERT A. WINSLOW 15 minutes

MORGAN L. JONES, JR., for ROYALTON EQUINE VETERINARY SERVICES 10 minutes

WILLIAM J. HARDY for NIAGARA COUNTY SOCIETY FOR THE P.C.A. 5 minutes

ROBERT CRAWFORD for STACEY BAILEY 15 minutes

DAY CALENDAR
Tuesday, February 24, 2015 - 10:00 AM
COURTROOM 2

267.0
KA 10-01640

PEOPLE
V
RONALD M.M.

Appeal from a judgment of the Monroe County Court (Richard A. Keenan, J.), rendered May 27, 2010. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.

JANET C. SOMES for RONALD M.M.

Submitted

ERIN TUBBS for PEOPLE OF THE STATE OF NEW YORK

Submitted

268.0
KA 11-00291

PEOPLE
V
JAMES TUCKER

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered October 29, 2010. The judgment convicted defendant, upon a jury verdict, of criminal possession of a controlled substance in the third degree and criminal possession of a controlled substance in the fifth degree.

PIOTR BANASIAK for JAMES TUCKER

Submitted

MARIA MALDONADO for PEOPLE OF THE STATE OF NEW YORK

Submitted

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	PEOPLE V WALLACE DRAKE	
	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	PEOPLE V ELUID CALDERON	
	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	PEOPLE V JOSEPH TARTAGLIA	
	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	PEOPLE V DAVID W. ROBERTS	
	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	In the Matter of DOREAN G.	
	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	In the Matter of DOREAN G.	
	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, 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	MILDRED PEREA V BRAUNA SANCHEZ	
	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	In the Matter of KYLA E.	
	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	TAMARA SLOAN V MICHAEL BRUYERE	
	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	TAMARA SLOAN V MICHAEL BRUYERE	

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

DAY CALENDAR
Thursday, February 26, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

292.0
TP 14-01720

LAWRENCE PEREZ
V
ANTHONY ANNUCCI

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court for the Fourth Judicial Department by order of the Supreme Court, Wyoming County [Michael M. Mohun, A.J.], entered September 22, 2014) to review a determination of respondent. The determination found after a Tier III hearing that petitioner violated an inmate rule.

DAVID W. BENTIVEGNA for LAWRENCE PEREZ

Submitted

OWEN DEMUTH for ANTHONY ANNUCCI

Submitted

293.0
KA 13-00835

PEOPLE
V
CLIFFORD C. ANDERSON

Appeal from a judgment of the Ontario County Court (Frederick A. Reed, J.), rendered December 19, 2012. The judgment revoked a term of probation and imposed a term of incarceration.

CARA A. WALDMAN for CLIFFORD C. ANDERSON

Submitted

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

Submitted

294.0
KA 11-01265

PEOPLE
V
TIMOTHY L. KEELS

Appeal from a judgment of the Supreme Court, Monroe County (Joseph D. Valentino, J.), rendered May 10, 2011. The judgment convicted defendant, upon a jury verdict, of robbery in the second degree

DAVID M. ABBATOY, JR., for TIMOTHY L. KEELS

10 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK

10 minutes

295.0
KA 13-01211

PEOPLE
V
KELVIN VIERA-MORALES

Appeal from a judgment of the Supreme Court, Erie County (M. William Boller, A.J.), rendered June 27, 2013. The judgment convicted defendant, upon his plea of guilty, of burglary in the first degree

DEBORAH K. JESSEY for KELVIN VIERA-MORALES

Submitted

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

Submitted

296.0
KA 13-01889

PEOPLE
V
JOHN E. LAUTNER

Appeal from a judgment of the Ontario County Court (Frederick G. Reed, J.), rendered March 6, 2013. The judgment convicted defendant, upon his plea of guilty, of aggravated driving while intoxicated, as a class D felony; driving while intoxicated, as a class D felony; and aggravated unlicensed operation of a motor vehicle in the first degree.

MARY P. DAVISON for JOHN E. LAUTNER

Submitted

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

Submitted

297.0
KA 12-02296

PEOPLE
V
MAHNSEAH T. BOLEY

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered June 27, 2012. The judgment convicted defendant, upon a jury verdict, of assault in the third degree (two counts).

PATRICIA M. MCGRATH for MAHNSEAH T. BOLEY

5 minutes

LAURA T. BITTNER for PEOPLE OF THE STATE OF NEW YORK

10 minutes

298.0
KA 14-00197

PEOPLE
V
JEROME THOMPSON

Appeal from a judgment of the Wyoming County Court (Mark H. Dadd, J.), rendered December 16, 2013. The judgment convicted defendant, upon a jury verdict, of promoting prison contraband in the first degree.

GREGORY A. KILBURN for JEROME THOMPSON

10 minutes

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

Submitted

299.0
CAF 13-00635

SHAMECKIA L. BLUE
V
DARRYL F. CALDWELL

Appeals from an order of the Supreme Court, Onondaga County (Martha E. Mulroy, A.J.), entered February 22, 2013 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner sole custody the subject children.

JOHN A. CIRANDO for DARRYL F. CALDWELL

10 minutes

KELLY M. CORBETT for LOVANA E. BYRD-MCGUIRE

10 minutes

LAURENCE A. WANGERMAN for SHAMECKIA L. BLUE

Submitted

LAURA ESTELA CARDONA, ATTORNEY FOR CHILD

10 minutes

300.0
CAF 14-00449

SHAMECKIA L. BLUE
V
DARRYL F. CALDWELL

Appeal from an order of the Supreme Court, Onondaga County (Martha E. Mulroy, A.J.), entered February 27, 2014 in a proceeding pursuant to Family Court Act article 6. The order settled the record on appeal.

JOHN A. CIRANDO for DARRYL F. CALDWELL

Submitted

KELLY M. CORBETT for LOVANA E. BYRD-MCGUIRE

Submitted

LAURENCE A. WANGERMAN for SHAMECKIA L. BLUE

Submitted

	LAURA ESTELA CARDONA, ATTORNEY FOR CHILD	Submitted
301.0 CAF 13-00620	WENDY R. FISHER V JUSTIN C. HOFERT	
	Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered February 13, 2013 in a proceeding pursuant to Family Court Act article 8. The order, among other things, directed respondent to enroll in and complete an anger management program.	
	ANNA JOST for JUSTIN C. HOFERT	Submitted
	BRIDGET L. FIELD for WENDY R. FISHER	Submitted
	JEFFREY D. OSHLAG, ATTORNEY FOR CHILD	Submitted
302.0 CAF 13-02018	JOSEPH ADDISON GELLING V MARY COLLEEN MCNABB	
	Appeal from an order of the Family Court, Onondaga County (William W. Rose, R.), entered October 31, 2013 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition	
	RUPAK R. SHAH for JOSEPH ADDISON GELLING	10 minutes
	KELLY M. CORBETT for MARY COLLEEN MCNABB	10 minutes
	ROSEMARIE RICHARDS, ATTORNEY FOR CHILD	Submitted
304.0 CAF 14-00642	MATT J.F. V BILLIE L.F.	
	Appeal from an order of the Family Court, Cattaraugus County (Michael L. Nenno, J.), entered March 18, 2014 in a proceeding pursuant to Family Court Act article 5. The order directed the parties and their marital child to submit to a genetic marker test.	
	FERN S. ADELSTEIN for MATT J.F.	Submitted
	DARRYL R. BLOOM for BILLIE L.F.	Submitted
	MICHAEL J. SULLIVAN, ATTORNEY FOR CHILD	Submitted
305.0 CA 14-01590	LEONA JOHNSON V MICHAEL GILES	
	Appeal from an order of the Supreme Court, Monroe County (Jon J. Ark, J.), entered November 22, 2013. The order, insofar as appealed from, granted the motion of defendant for summary judgment dismissing all claims for the period from October 1, 1995 through July 29, 1996.	
	ZACHARY JAMES WOODS for LEONA JOHNSON	10 minutes
	ROBERT M. SHADDOCK for MICHAEL GILES	10 minutes
306.0 CA 14-01091	NICOLE MANLEY V RASPBERRIES CAFE & CREAMERY, INC.	

Appeal from an order of the Supreme Court, Oneida County (Erin P. Gall, J.), entered November 20, 2013. The order, insofar as appealed from, granted the motion of plaintiffs for preclusion and an adverse inference charge.

TERANCE W. WALSH for RASPBERRIES CAFE & CREAMERY, INC. 10 minutes

ANTHONY ALEXANDER MURAD for NICOLE MANLEY 15 minutes

307.0
CA 14-01640

SHANE VANDERWALL
V
1255 PORTLAND AVENUE LLC

Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered November 12, 2013. The order, among other things, granted the motions of defendant/third party plaintiff Spoleta Construction LLC and defendant 1255 Portland Avenue LLC for summary judgment dismissing the complaint.

ROBERT L. VOLTZ for SHANE VANDERWALL 15 minutes

STEWART B. GREENSPAN for SPOLETA CONSTRUCTION LLC 15 minutes

JEFFREY D. SCHULMAN for 1255 PORTLAND AVENUE LLC 15 minutes

308.0
CA 14-00988

MADELYNE JERRY
V
FRED DAVIES

Appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered January 13, 2014. The court, among other things, granted plaintiffs' motion for summary judgment on its first cause of action and granted third-party plaintiffs' motion to dismiss the third-party action.

MICHAEL JON LONGSTREET for FRED DAVIES 10 minutes

SUZANNE M. MESSER for MADELYNE JERRY 10 minutes

DANIEL SEIDBERG for GULF & WESTERN AERO DEVELOPMENT, LLC 15 minutes

CATHERINE A. GALE for JOSEPH JERRY, ESQ. 10 minutes

309.0
CA 13-02204

KHYRI OLIVER
V
ANTHONY ANNUCCI

Appeal a judgment of the Supreme Court, Wyoming County (Mark H. Dadd, A.J.), entered October 31, 2013 in a proceeding pursuant to CPLR article 78. The judgment dismissed the petition.

LEAH R. NOWOTARSKI for KHYRI OLIVER Submitted

PETER H. SCHIFF for ANTHONY ANNUCCI Submitted

310.0
CA 14-01598

MICHAEL STEBICK
V
RITA MCGEE

Appeal from an order of the Supreme Court, Cattaraugus County (Michael L. Nenno, J.), entered June 30, 2014. The order granted the motion of defendants for leave to file an interlocutory appeal.

A. NICHOLAS FALKIDES for RITA MCGEE 15 minutes

	JANINE C. FODOR for MICHAEL STEBICK	10 minutes
311.0 CA 14-01401	ELENA ARRAZOLA V STATE OF NEW YORK DMV	
	Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered October 9, 2013. The order confirmed the determination of respondent to deny the application of petitioner for a driver's license and dismissed the petition.	
	DERRICK A. SPATORICO for ELENA ARRAZOLA	10 minutes
	JONATHAN D. HITSOUS for STATE OF NEW YORK DMV	10 minutes
312.0 CA 13-01929	KELLY G. SHERIDAN V DAVID E. SHERIDAN	
	Appeals from an order of the Supreme Court, Onondaga County (Kevin G. Young, J.), entered September 4, 2013. The order, among other things, awarded plaintiff sole physical and legal custody of the subject child.	
	MICHAEL BRIAN POWERS for DAVID E. SHERIDAN	15 minutes
	JANET D. CALLAHAN for KELLY G. SHERIDAN	10 minutes
	KELLY M. CORBETT, ATTORNEY FOR CHILD	10 minutes
313.0 CA 14-00764	KELLY G. SHERIDAN V DAVID E. SHERIDAN	
	Appeal from an order of the Supreme Court, Onondaga County (Kevin G. Young, J.), entered January 17, 2014. The order, among other things, directed defendant pay the sum of \$44,977.34 to plaintiff's attorney.	
	MICHAEL BRIAN POWERS for DAVID E. SHERIDAN	Submitted
	JANET D. CALLAHAN for KELLY G. SHERIDAN	Submitted
	KELLY M. CORBETT, ATTORNEY FOR CHILD	Submitted
314.0 CA 14-00765	KELLY G. SHERIDAN V DAVID E. SHERIDAN	
	Appeal from an order of the Supreme Court, Onondaga County (Martha E. Mulroy, A.J.), entered February 3, 2014. The order, among other things, denied defendant's motion to expand his parenting time with his son.	
	MICHAEL BRIAN POWERS for DAVID E. SHERIDAN	Submitted
	JANET D. CALLAHAN for KELLY G. SHERIDAN	Submitted
	KELLY M. CORBETT, ATTORNEY FOR CHILD	Submitted
315.0 CA 14-00766	KELLY G. SHERIDAN V DAVID E. SHERIDAN	
	Appeal from an order of the Supreme Court, Onondaga County (Kevin G. Young, J.), entered February 11, 2014. The order, among other things, denied defendant's motion for plaintiff to be held in contempt of court.	

MICHAEL BRIAN POWERS for DAVID E. SHERIDAN

Submitted

JANET D. CALLAHAN for KELLY G. SHERIDAN

Submitted

KELLY M. CORBETT, ATTORNEY FOR CHILD

Submitted

DAY CALENDAR
Friday, February 27, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

316.0
TP 14-01667

BARBARA J. ARSENEAU
V
HOWARD ZUCKER

SETTLED

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, Onondaga County [Anthony J. Paris, J.], entered September 9, 2014) to review a determination of respondent New York State Office of Temporary and Disability Assistance. The determination, among other things, adjudged that petitioner was not eligible under Medical Assistance for coverage of her nursing home expenses because she transferred assets for less than the fair market value.

ANTHONY FRANK COPANI for **BARBARA J. ARSENEAU**

VICTOR PALADINO for **HOWARD ZUCKER**

317.0
KA 14-00973

PEOPLE
V
MICHAEL A. GREENFIELD

Appeal from a decision and order of the Jefferson County Court (Kim H. Martusewicz, J.), entered May 5, 2014. The decision and order determined defendant to be a level two risk pursuant to the Sex Offender Registration Act.

PATRICK T. CHAMBERLAIN for **MICHAEL A. GREENFIELD**

Submitted

CINDY F. INTSCHERT for **PEOPLE OF THE STATE OF NEW YORK**

Submitted

318.0
KA 12-00720

PEOPLE
V
THEODORE MC MILLAN

Appeal from a judgment of the Onondaga County Court (William D. Walsh, J.), rendered October 4, 2011. The judgment convicted defendant, upon his plea of guilty, of burglary in the first degree, criminal possession of a weapon in the second degree and menacing in the second degree.

BRYCE THERRIEN for **THEODORE MC MILLAN**

Submitted

MARIA MALDONADO for **PEOPLE OF THE STATE OF NEW YORK**

Submitted

319.0
KA 14-00516

PEOPLE
V
CODY MILLER

Appeal from a judgment of the Niagara County Court (Sara S. Farkas, J.), rendered January 10, 2014. The judgment convicted defendant, upon his plea of guilty, of driving while intoxicated and vehicular assault in the first degree.

MARY-JEAN BOWMAN for **CODY MILLER**

Submitted

LAURA T. BITTNER for **PEOPLE OF THE STATE OF NEW YORK**

Submitted

320.0
KA 13-01459

PEOPLE
V
DERRICK R. RODDY

Appeal from a judgment of the Erie County Court (Michael L. D'Amico, J.), rendered July 30, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted robbery in the second degree

ROBERT L. KEMP for DERRICK R. RODDY

Submitted

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

Submitted

321.0
KA 13-02061

PEOPLE
V
CLARENCE W. LOOMIS

Appeal from a judgment of the Oswego County Court (Walter W. Hafner, Jr., J.), rendered October 1, 2013. The judgment convicted defendant, upon a jury verdict, of sexual abuse in the first degree (two counts) and sexual abuse in the second degree.

RICHARD C. MITCHELL, JR., for CLARENCE W. LOOMIS

10 minutes

AMY LEIGH HALLENBECK for PEOPLE OF THE STATE OF NEW YORK

10 minutes

322.0
KA 13-01489

PEOPLE
V
DANIEL J. BURNETT

Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered May 23, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

ROBERT L. KEMP for DANIEL J. BURNETT

10 minutes

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

5 minutes

323.0
KA 13-01948

PEOPLE
V
JOHN R. CHRISLEY

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered September 3, 2013. The judgment convicted defendant, upon a jury verdict, of sexual abuse in the first degree (two counts) and endangering the welfare of a child.

NICHOLAS P. DIFONZO for JOHN R. CHRISLEY

10 minutes

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

10 minutes

324.0
KA 10-01374

PEOPLE
V
TIMOTHY D. STRASSNER

Appeal from a judgment of the Supreme Court, Monroe County (Daniel J. Doyle, J.), rendered May 10, 2010. The judgment convicted defendant, upon a jury verdict, of driving while intoxicated, a class E felony.

KIMBERLY F. DUGUAY for TIMOTHY D. STRASSNER

10 minutes

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

10 minutes

325.0
CAF 14-01382

JULIE W. JACOBSON
V
KEITH H. WILKINSON

Appeal and cross appeal from an order of the Family Court Erie County (Paul G. Buchanan, J.), entered December 6, 2013, in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted the parties joint child custody.

ANNETTE G. HASAPIDIS for JULIE W. JACOBSON 15 minutes

KATHRYN B. FRIEDMAN for KEITH H. WILKINSON 15 minutes

ELISABETH M. COLUCCI, ATTORNEY FOR CHILD 5 minutes

326.0
CAF 13-01641

In the Matter of
ANTHONY C.S.

Appeal from a second amended decision and order of the Family Court, Monroe County (John B. Gallagher, Jr., J.), entered September 5, 2013, in a proceeding pursuant to Social Services Law § 384-b. The second amended decision and order terminated the parental rights of respondent.

COURTNEY S. RADICK for JOSHUA S. 10 minutes

CAROL LYNN EISENMAN for MONROE COUNTY D.H.S. 5 minutes

FARES A. RUMI, ATTORNEY FOR CHILD 10 minutes

327.0
CAF 13-01091

In the Matter of
MARTHA S.

Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered May 20, 2013 in a proceeding pursuant to Family Court Act article 10. The order, among other things, placed the respondent under the supervision of the Department of Social Services.

KELIANN ARGY-ELNISKI for LINDA M.S. Submitted

PAULA A. CAMPBELL for GENESEE COUNTY D.S.S. 10 minutes

PAUL B. WATKINS, ATTORNEY FOR CHILD 10 minutes

328.0
CA 14-00908

GARY CHAMBERLAIN
V
MAC TRAILER MANUFACTURING, INC.

Appeal from an order of the Supreme Court, Niagara County (Ralph A. Boniello, III, J.), entered January 14, 2014. The order denied the motion of defendant Custom Canvas Mfg., Co., Inc., for summary judgment dismissing the complaint.

C. CHRISTOPHER BRIDGE for CUSTOM CANVAS MFG. CO., INC. 10 minutes

PHYLISS A. HAFNER for MODERN DISPOSAL SERVICE, INC. 5 minutes

BRADLEY D. MARBLE for GARY CHAMBERLAIN 10 minutes

329.0
CA 14-01464

ELEANOR HEISLER
V
SAMARITAN KEEP HOME, INC.

Appeal from an order of the Supreme Court, Jefferson County (Hugh A. Gilbert, J.), entered January 11, 2014. The order denied defendant Samaritan Keep Homes, Inc.'s motion for summary judgment.

	JAMES W. CUNNINGHAM for SAMARITAN KEEP HOME, INC.	15 minutes
	AARON J. RYDER for ELEANOR HEISLER	10 minutes
330.0 CA 14-01449	LAURIE R. MILLER V DORIS LUDWIG	
	Appeal from a decision and order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered March 28, 2014. The decision and order, insofar as appealed from, denied the motion of defendant Mary Morrison to dismiss the complaint.	
	TONIE M. FRANZESE for MARY MORRISON	15 minutes
	CHRISTOPHER SHAMBO for LAURIE R. MILLER	10 minutes
331.0 CA 14-01426	MELBA STEWART V KENNETH G. DUNKLEMAN, JR.	
	Appeal and cross appeal from an order of the Supreme Court, Erie County (Tracey A. Bannister, J.), entered June 30, 2014. The order denied the motion of defendants for summary judgment, granted the motion of plaintiff for leave to serve an amended bill of particulars and denied in part and granted in part the motion of plaintiff for summary judgment.	
	HOWARD ERIC BERGER for TOM GREENAUER DEVELOPMENT, INC.	15 minutes
	JOHN B. LICATA for MELBA STEWART	5 minutes
335.0 CA 14-01705	JILL SAVAGE V KAREN BROWN	
	Appeals from an order of the Supreme Court, Erie County (Penny M. Wolfgang, J.), entered April 15, 2014. The order, insofar as appealed from, denied the motions of defendants Karen Brown and Tracy Brown for summary judgment.	
	RYON D. FLEMING for KAREN BROWN	15 minutes
	KATIE L. RENDA for TRACY BROWN	15 minutes
	BRITTANY A. NASRADINAJ for JILL SAVAGE	15 minutes
336.0 CA 13-02231	RALPH GUERRUCCI V SCHOOL DISTRICT OF CITY OF NIAGARA	
	Appeal from an order of the Supreme Court, Niagara County (Richard C. Kloch, Sr., J.), entered October 24, 2013. The order denied the motion of plaintiff for summary judgment and granted the motion of defendant for summary judgment.	
	JONATHAN G. JOHNSEN for RALPH GUERRUCCI	15 minutes
	JAMES C. ROSCETTI for SCHOOL DISTRICT OF CITY OF NIAGARA	10 minutes
337.0 CA 14-00751	RALPH GUERRUCCI V SCHOOL DISTRICT OF CITY OF NIAGARA	

Appeal from an order of the Supreme Court, Niagara County (Richard C. Kloch, Sr., J.), entered March 25, 2014. The order denied the motion to vacate an order entered October 24, 2013.

JONATHAN G. JOHNSEN for RALPH GUERRUCCI

Submitted

JAMES C. ROSCETTI for SCHOOL DISTRICT OF CITY OF NIAGARA

Submitted

338.0
CA 14-01305

THOMAS J. TUDISCO

V

DAWNMARIE MINCER

Appeal from an order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered September 30, 2013. The order, insofar as appealed from, granted the motion of defendant to dismiss plaintiff's third and fourth causes of action.

STEVEN MARK BECKERMAN for THOMAS J. TUDISCO

10 minutes

MARK M. GREISBERGER for DAWNMARIE MINCER

10 minutes

DAY CALENDAR
Monday, March 2, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

339.0
KA 11-01981

PEOPLE
V
ANTWAN DAVIS

Appeal from a resentence of the Supreme Court, Onondaga County John J. Brunetti, A.J.), rendered August 4, 2011. The resentence imposed terms of postrelease supervision.

PIOTR BANASIAK for ANTWAN DAVIS Submitted

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

340.0
KA 13-00834

PEOPLE
V
TERRY J. PETTY

Appeal from a judgment of the Ontario County Court (William F. Kocher, J.), rendered March 20, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the third degree (two counts).

CARA A. WALDMAN for TERRY J. PETTY Submitted

R. MICHAEL TANTILLO for PEOPLE OF THE STATE OF NEW YORK Submitted

341.0
KA 10-01926

PEOPLE
V
ALLEN GRAYSON

Appeal from a judgment of the Supreme Court, Monroe County (Daniel J. Doyle, J.), rendered July 26, 2010. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

CARA A. WALDMAN for ALLEN GRAYSON Submitted

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

342.0
KA 13-00722

PEOPLE
V
FLOYD GASTON

Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered April 1, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted assault in the second degree

PETER J. GLENNON for FLOYD GASTON Submitted

KATHERINE K. BOGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

343.0
KA 11-02364

PEOPLE
V
DENYS ALMEIDA

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered November 3, 2011. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.

PIOTR BANASIAK for DENYS ALMEIDA 15 minutes

	JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK	10 minutes
344.0 KA 13-00800	PEOPLE V JOEL S. BARBUTO	
	Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered August 8, 2012. The judgment convicted defendant, after a nonjury trial, of attempted robbery in the first degree (two counts) and criminal possession of a weapon in the third degree.	
	KAREN RUSSO-MCLAUGHLIN for JOEL S. BARBUTO	10 minutes
	DANIEL J. PUNCH for PEOPLE OF THE STATE OF NEW YORK	10 minutes
345.0 KA 11-00691	PEOPLE V DAVID L. HARDY	
	Appeal from a judgment of the Supreme Court, Monroe County (Joseph D. Valentino, J.), rendered January 21, 2011. The judgment convicted defendant, upon a jury verdict, of manslaughter in the second degree, assault in the second degree, assault in the third degree and attempted petit larceny.	
	WILLIAM G. PIXLEY for DAVID L. HARDY	Submitted
	GEOFFREY KAEUPER for PEOPLE OF THE STATE OF NEW YORK	10 minutes
346.0 KA 13-00555	PEOPLE V MARTIN L. WOODWARD	
	Appeal from a judgment of the Oswego County Court (Walter W. Hafner, Jr., J.), rendered January 4, 2013. The judgement convicted defendant, upon a jury verdict, of sexual abuse in the first degree.	
	SETH M. AZRIA for MARTIN L. WOODWARD	5 minutes
	AMY LEIGH HALLENBECK for PEOPLE OF THE STATE OF NEW YORK	5 minutes
347.0 KA 11-00938	PEOPLE V THOMAS DURYEE	
	Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered March 10, 2011. The judgment imposed a term of five years postrelease supervision.	
	JAMES A. HOBBS for THOMAS DURYEE	Submitted
	GEOFFREY KAEUPER for PEOPLE OF THE STATE OF NEW YORK	Submitted
348.0 KA 13-00968	PEOPLE V ALFRED MACK	
	Appeal from a judgment of the Supreme Court, Erie County (Deborah A. Haendiges, J.), rendered May 16, 2013. The judgment convicted defendant, upon a jury verdict, of criminal trespass in the second degree; burglary in the second degree; criminal contempt in the second degree; and criminal contempt in the first degree.	
	KRISTIN M. PREVE for ALFRED MACK	10 minutes

	DAVID A. HERATY for PEOPLE OF THE STATE OF NEW YORK	10 minutes
350.0 KA 13-00199	PEOPLE V PETER M. LAURENDI	
	Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered October 9, 2012. The judgment convicted defendant, upon his plea of guilty, of driving while intoxicated, a class E felony.	
	TIMOTHY P. MURPHY for PETER M. LAURENDI	10 minutes
	ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK	10 minutes
351.0 CA 14-01385	RITE AID CORPORATION V STEPHEN HAYWOOD	
	Appeal from an order and judgment (one paper) of the Supreme Court, Wayne County (Matthew A. Rosenbaum, J.), entered January 31, 2014 in a proceeding pursuant to Real Property Tax Law article 7. The order and judgment determined tax assessments for tax years 2009-2010 through 2011-2012.	
	PATRICK L. SEELY, JR., for STEPHEN HAYWOOD	15 minutes
	ROBERT L. JACOBSON for RITE AID CORPORATION	15 minutes
352.0 CA 14-01459	DAMARIS A. CORZATT V ZACHAREY A. TAYLOR	
	Appeal from an order of the Supreme Court, Monroe County (Thomas A Stander, J.), entered June 25, 2014. The order granted the motion of defendant Zacharey A. Taylor for summary judgment and dismissed the complaint against him.	
	JASON ABBOTT for DAMARIS A. CORZATT	10 minutes
	ERIC M. DOLAN for ZACHAREY A. TAYLOR	10 minutes
353.0 CA 14-01494	LASHAUN MCCLANEY V CITY OF NIAGARA FALLS	
	Appeal from a decision and order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), dated October 8, 2013. The decision and order granted the motion of defendants for summary judgment dismissing the complaint.	
	KATHERINE M. LIEBNER for LASHAUN MCCLANEY	10 minutes
	ROBERT E. QUINN for CITY OF NIAGARA FALLS	10 minutes
354.0 CA 14-01198	THEODORE J. SHAW V ROSHA ENTERPRISES, INC.	
	Appeal from an order of the Supreme Court, Allegany County (Thomas P. Brown, J.), entered September 10, 2013. The order, among other things, granted plaintiffs' motion for summary judgment.	
	MICHAEL F. PERLEY for ROSHA ENTERPRISES, INC.	15 minutes

	KEITH N. BOND for THEODORE J. SHAW	15 minutes
355.0 CA 14-01688	WILLIAM M. EDDY V DAVID ANTANAVIGE	
	Appeal from a decision of the Supreme Court, Oneida County (David A. Murad, J.), entered November 14, 2013. The decision determined that plaintiff is entitled to interest from June 14, 2013.	
	MURRAY J.S. KIRSHTein for WILLIAM M. EDDY	15 minutes
	DAVID A. LONGERETTA for DAVID ANTINAVIGE	10 minutes
356.0 CA 14-00961	RITE AID CORPORATION V TERIE HUSEBY	
	Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered March 27, 2014 in a proceeding under article 7 of the Real Property Tax Law. The order, among other things, granted the petition to the extent that it directed that the assessment rolls be corrected to certain values determined by the court and directed that the overpayment of taxes be refunded with costs.	
	THOMAS A. FINK for TERIE HUSEBY	15 minutes
	ROBERT L. JACOBSON for RITE AID CORPORATION	15 minutes
357.0 CA 14-00962	RITE AID CORPORATION V TERIE HUSEBY	
	Appeal from an order and judgment (one paper) of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered May 28, 2014 in a proceeding under article 7 of the Real Property Tax Law. The order and judgment, among other things, adjudged that the assessment of petitioner's property, upon the rolls of assessment of the Town of Irondequoit for the years at issue, be reduced.	
	THOMAS A. FINK for TERIE HUSEBY	Submitted
	ROBERT L. JACOBSON for RITE AID CORPORATION	Submitted
358.0 CA 14-01186	GREGORY G. GUZEK V B&L WHOLESALE SUPPLY, INC.	
	Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered January 22, 2014. The order, among other things, denied the motions of defendants B&L Wholesale Supply Company Inc., and Robert D. Patkalitsky for summary judgment dismissing the complaint.	
	LEO T. FABRIZI for B&L WHOLESALE SUPPLY, INC.	10 minutes
	MARTIN J. ZUFFRANIERI for GREGORY G. GUZEK	10 minutes
359.0 CA 14-01454	RONALD BEASOCK V CANISIUS COLLEGE	

Appeal from an order of the Supreme Court, Niagara County (Ralph A. Boniello, III, J.), entered November 8, 2013. The order granted the motion of third-party plaintiff for summary judgment against third-party defendant and denied the cross motion of third-party defendant for summary judgment.

DANIEL P. DEBOLT for ACTIVE WORKFORCE, INC.

10 minutes

ERIC S. BERNHARDT for CANISIUS COLLEGE

15 minutes

DAY CALENDAR
Tuesday, March 3, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

360.0
KA 11-00686

PEOPLE
V
ELIJAH W. ADAMS

Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered February 24, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

DREW R. DUBRIN for ELIJAH W. ADAMS 5 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK 5 minutes

361.0
KA 12-02198

PEOPLE
V
ALBERT JACKSON

Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered November 28, 2011. The judgment convicted defendant, upon a jury verdict, of attempted burglary in the second degree, possession of burglar's tools, robbery in the second degree, burglary in the first degree, reckless endangerment in the first degree and unauthorized use of a motor vehicle in the first degree.

SHERRY A. CHASE for ALBERT JACKSON 15 minutes

MICHAEL J. HILLERY for PEOPLE OF THE STATE OF NEW YORK 15 minutes

362.0
KA 13-02075

PEOPLE
V
TAVON JACKSON

Appeal from a judgment of the Seneca County Court (Dennis F. Bender, J.), rendered August 13, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted promoting prison contraband in the first degree.

STEVEN J. GETMAN for TAVON JACKSON Submitted

BARRY L. PORSCHE for PEOPLE OF THE STATE OF NEW YORK Submitted

363.0
KA 14-00544

PEOPLE
V
VINCENT OWENS

Appeal from a decision and order of the Monroe County Court (Victoria M. Argento, J.), entered February 10, 2014. The decision and order determined defendant to be a level two risk pursuant to the Sex Offender Registration Act.

JAMES ECKERT for VINCENT OWENS Submitted

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK Submitted

364.0
KA 11-02123

PEOPLE
V
DANIEL SIERRA

Appeal from a judgment of the Monroe County Court (James J. Piampiano, J.), rendered July 25, 2011. The judgment convicted defendant, upon his plea of guilty, of aggravated driving while intoxicated, a class D felony.

DAVID R. JUERGENS for DANIEL SIERRA

Submitted

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

Submitted

365.0
KA 11-00685

PEOPLE
V
ELIJAH W. ADAMS

Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered February 24, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

DREW R. DUBRIN for ELIJAH W. ADAMS

5 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK

5 minutes

366.0
KA 10-02193

PEOPLE
V
KARRON MACK

Appeal from a judgment of the Supreme Court, Monroe County (David d. Egan, J.), rendered October 1, 2010. The judgment convicted defendant, upon a jury verdict, of rape in the first degree and sexual abuse in the first degree.

JAMES ECKERT for KARRON MACK

10 minutes

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK

10 minutes

367.0
KA 13-00725

PEOPLE
V
JOHN E. HOLLAND

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered March 8, 2013. The judgment convicted defendant, upon a nonjury verdict, of criminal possession of a controlled substance in the fifth degree and criminal use of drug paraphernalia in the second degree.

SUSAN C. MINISTERO for JOHN E. HOLLAND

5 minutes

JEREMY V. MURRAY for PEOPLE OF THE STATE OF NEW YORK

5 minutes

368.0
KA 13-01176

PEOPLE
V
MATTHEW A. DAVIS

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered April 18, 2013. The judgment convicted defendant, upon a jury verdict, of murder in the second degree, burglary in the first degree and robbery in the first degree.

PATRICIA M. MCGRATH for MATTHEW A. DAVIS

10 minutes

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

10 minutes

369.0
KA 11-00939

PEOPLE
V
JOHN GAYDEN

Appeal from a judgment of the Monroe County Court (Vincent M. DiNolfo, J.), rendered March 3, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree (two counts) and criminal possession of a weapon in the third degree.

DAVID R. JUERGENS for JOHN GAYDEN 5 minutes

DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK 5 minutes

370.0
KA 11-00687

PEOPLE
V
ELIJAH W. ADAMS

Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered February 24, 2011. The judgment revoked a term of probation and imposed a sentence of imprisonment.

DREW R. DUBRIN for ELIJAH W. ADAMS 5 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK 5 minutes

371.0
KA 10-00599

PEOPLE
V
RAMON RELEFORD

Appeal from a judgment of the Monroe County Court (Frank P. Geraci, Jr., J.), rendered March 3, 2010. The judgment convicted defendant, upon a jury verdict, of assault in the first degree.

KIMBERLY F. DUGUAY for RAMON RELEFORD 10 minutes

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK 10 minutes

372.0
CA 14-01089

NOAH DOOLITTLE
V
NIXON PEABODY LLP

Appeal from a judgment and order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered February 12, 2014. The judgment and order granted the motion of defendant for summary judgment.

J. NELSON THOMAS for NOAH DOOLITTLE 15 minutes

MICHAEL R. WOLFORD for NIXON PEABODY LLP 15 minutes

374.0
CA 14-01565

PATRICIA BURG
V
ACEA M. MOSEY

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered November 21, 2013. The order denied the motion of defendant James D. Hakes for summary judgment on the issue of negligence.

AMANDA L. MACHACEK for JAMES D. HAKES 15 minutes

BRIAN R. HOGAN for PATRICIA BURG 10 minutes

STEPHANIE A. MACK for ACEA M. MOSEY Submitted

375.0
CA 14-01460

THE TOROK TRUST
V
TOWN BOARD OF TOWN OF ALEXANDRIA

Appeal from a decision and order of the Supreme Court, Jefferson County (James P. McClusky, J.), entered March 26, 2014. The decision and order directed the Alexandria Central School District to make a tax refund to petitioner.

STEPHEN CIOTOLI for ALEXANDRIA CENTRAL SCHOOL DISTRICT

10 minutes

DAVID PETER ANTONUCCI for THE TOROK TRUST

Submitted

376.0
CA 14-00548

JUDY L. GUYETTE

V

ONEIDA FINANCIAL CORP.

Appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered May 31, 2013. The order granted defendant's motion for summary judgment dismissing the plaintiffs' complaint.

JOHN A. CIRANDO for JUDY L. GUYETTE

10 minutes

DONALD S. DIBENEDETTO for ONEIDA FINANCIAL CORP.

10 minutes

377.0
CA 14-00739

CARLA L. MURA

V

DAVID JAMES MURA

Appeal from an order of the Supreme Court, Monroe County (Richard A. Dollinger, A.J.), entered July 22, 2013. The order, insofar as appealed from, granted Mark Chauvin Bezinque, Esq., a charging lien against plaintiff and denied the application of plaintiff to disgorge funds paid to Mark Chauvin Bezinque, Esq., and Donald A. White, Esq.

MAUREEN A. PINEAU for CARLA L. MURA

5 minutes

MARK C. BEZINQUE for HIMSELF

10 minutes

DONALD A. WHITE for HIMSELF

5 minutes

DAVID JAMES MURA for HIMSELF

Submitted

378.0
CA 14-00656

VIOLET REALTY, INC.

V

GERSTER SALES & SERVICE, INC.

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered August 13, 2013. The order, insofar as appealed from, granted the motion of defendant to dismiss the first cause of action of plaintiff for fraudulent inducement.

MICHAEL E. FERDMAN for VIOLET REALTY, INC.

15 minutes

SEAN MACKENZIE for GERSTER SALES & SERVICE, INC.

15 minutes

379.0
CA 14-01334

VIOLET REALTY, INC.

V

GERSTER SALES & SERVICE, INC.

Appeal and cross appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered July 18, 2014. The order denied the motion of plaintiff to renew, denied the motion of plaintiff for leave to amend its complaint and denied the cross motion of defendant for summary judgment on its counterclaim

MICHAEL E. FERDMAN for VIOLET REALTY, INC.

Submitted

SEAN MACKENZIE for GERSTER SALES & SERVICE, INC.

Submitted

380.0
CA 14-00171

BRENDA READING
V
ANTHONY FABIANO, M.D.

Appeal from a memorandum decision and order of the Supreme Court, Erie County (John M. Curran, J.), entered June 11, 2013. The memorandum decision and order granted in part the motion of defendants to compel certain disclosure.

AMY ARCHER FLAHERTY for KALEIDA HEALTH

10 minutes

MICHAEL R. DRUMM for BRENDA READING

10 minutes

381.0
CA 14-00172

BRENDA READING
V
ANTHONY FABIANO, M.D.

Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered September 18, 2013. The order granted in part the motion of defendants for reargument.

AMY ARCHER FLAHERTY for ANTHONY FABIANO, M.D.

Submitted

MICHAEL R. DRUMM for BRENDA READING

Submitted

382.0
CA 14-01602

BRENDA READING
V
ANTHONY FABIANO, M.D.

Appeal from an amended memorandum decision and order of the Supreme Court, Erie County (John M. Curran, J.), entered September 18, 2013. The amended memorandum decision and order directed the disclosure of certain medical records.

AMY ARCHER FLAHERTY for ANTHONY FABIANO, M.D.

Submitted

MICHAEL R. DRUMM for BRENDA READING

Submitted

DAY CALENDAR
Wednesday, March 4, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

383.0
KA 12-02111

PEOPLE
V
RAMELL S. MITCHELL

Appeal from a judgment of the Monroe County Court (James J. Pampiano, J.), rendered May 19, 2011. The judgment convicted defendant, upon his plea of guilty, of burglary in the first degree.

JANET C. SOMES for RAMELL S. MITCHELL Submitted

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

384.0
KA 11-00056

PEOPLE
V
BENJAMIN S. GIBBS

Appeal from a judgment of the Monroe County Court (Frank P. Geraci, Jr., J.), rendered October 20, 2010. The judgment convicted defendant, upon a jury verdict, of predatory sexual assault against a child.

DREW R. DUBRIN for BENJAMIN S. GIBBS 10 minutes

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK 10 minutes

385.0
KA 14-00768

PEOPLE
V
CHRISTOPHER P. ANNIS

Appeal from a judgment of the Allegany County Court (Thomas P. Brown, J.), rendered April 17, 2013. The judgment convicted defendant, upon a jury verdict, of driving while intoxicated, as a class E felony, and aggravated unlicensed operation of a motor vehicle in the first degree.

MAURICE JOSEPH VERRILLO for CHRISTOPHER P. ANNIS 20 minutes

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

386.0
KA 08-00886

PEOPLE
V
LAZARUS CLYBURN-DAWSON

Appeal from a judgment of the Monroe County Court (Alex R. Renzi, J.), rendered February 27, 2008. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.

KATHLEEN P. REARDON for LAZARUS CLYBURN-DAWSON 10 minutes

ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK 10 minutes

387.0
KA 12-00384

PEOPLE
V
GEORGE SWAN

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered December 14, 2011. The judgment convicted defendant, upon a jury verdict, of attempted rape in the first degree, assault in the second degree and resisting arrest.

	BRYCE THERRIEN for GEORGE SWAN	10 minutes
	MISHA A. COULSON for PEOPLE OF THE STATE OF NEW YORK	10 minutes
388.0 KA 13-00959	PEOPLE V EVERTON SMITH	
	Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered April 9, 2013. The judgment convicted defendant, upon a jury verdict, of course of sexual conduct against a child in the first degree and rape in the third degree.	
	ROBERT L. KEMP for EVERTON SMITH	10 minutes
	NICHOLAS T. TEXIDO for PEOPLE OF THE STATE OF NEW YORK	10 minutes
389.0 KA 12-01584	PEOPLE V FLOYD VAN HOOSER	
	Appeal from a resentencing of the Onondaga County Court (William D. Walsh, J.), rendered September 13, 2011. The resentencing determined defendant to be a second violent felony offender.	
	PHILIP ROTHSCHILD for FLOYD VAN HOOSER	15 minutes
	JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK	10 minutes
390.0 KA 12-00729	PEOPLE V FLOYD VAN HOOSER	
	Appeal from a judgment of the Onondaga County Court (William D. Walsh, J.), rendered October 11, 2011. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree (three counts).	
	PHILIP ROTHSCHILD for FLOYD VAN HOOSER	Submitted
	JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK	Submitted
391.0 KA 11-02159	PEOPLE V JIMMY L. HARRIS	
	Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered August 25, 2011. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.	
	DAVID R. JUERGENS for JIMMY L. HARRIS	5 minutes
	LEAH R. MERVINE for PEOPLE OF THE STATE OF NEW YORK	5 minutes
392.0 KA 11-00290	PEOPLE V JARRETT T. WHITE	
	Appeal from a judgment of the Monroe County Court (Richard A. Keenan, J.), rendered December 16, 2010. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree and criminal possession of a controlled substance in the fifth degree.	
	JAMES A. HOBBS for JARRETT T. WHITE	10 minutes

393.0 KA 13-00487	<p>DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK 10 minutes</p> <p>PEOPLE V LINCOLN ABLACK</p> <p>Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang J.), rendered August 2, 2012. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree</p> <p>DAVID M. ABBATOY, JR., for LINCOLN ABLACK 10 minutes</p> <p>ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK 5 minutes</p>
394.0 KA 13-00488	<p>PEOPLE V LINCOLN ABLACK</p> <p>Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang J.), rendered August 2, 2012. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree, assault in the second degree, and tampering with a witness in the first degree.</p> <p>DAVID M. ABBATOY, JR., for LINCOLN ABLACK Submitted</p> <p>ASHLEY R. LOWRY for PEOPLE OF THE STATE OF NEW YORK Submitted</p>
395.0 CA 13-02089	<p>CARMEN BRITT V BUFFALO MUNICIPAL HOUSING AUTHORITY</p> <p>Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered November 19, 2013. The order denied the motion of plaintiff to vacate and set aside ordered entered October 18, 2012 and December 8, 2011.</p> <p>TIMOTHY R. LOVALLO for CARMEN BRITT 15 minutes</p> <p>JOHN J. MARCHESE for BUFFALO MUNICIPAL HOUSING AUTHORITY 15 minutes</p> <p>ELIZABETH G. ADYMY for PHILLIP J. RADOS, M.D. 5 minutes</p> <p>ADAM C. FERRANDINO for GRACE MANOR HEALTH CARE FACILITY, INC. 10 minutes</p>
396.0 CA 13-02040	<p>MICHAEL NEGRON V ANTHONY ANNUCCI</p> <p>Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Mark H. Dadd, A.J.), entered October 29, 2013. The memorandum and judgment dismissed the CPLR article 78 petition.</p> <p>ADAM W. KOCH for MICHAEL NEGRON Submitted</p> <p>ERIC T. SCHNEIDERMAN for ANTHONY ANNUCCI Submitted</p>
397.0 CA 13-02203	<p>CHRISTOPHER HYNES V ANTHONY ANNUCCI</p> <p>Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Mark H. Dadd, A.J.), entered November 22, 2013. The memorandum and judgment dismissed the CPLR article 78 petition.</p> <p>ADAM W. KOCH for CHRISTOPHER HYNES Submitted</p>

	PETER H. SCHIFF for ANTHONY ANNUCCI	Submitted
398.0 CA 13-02041	MICHAEL SHAW V BRIAN FISCHER	
	Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Mark H. Dadd, A.J.), entered October 9, 2013. The memorandum and judgment confirmed the determination of respondent and dismissed the CPLR article 78 petition.	
	LEAH R. NOWOTARSKI for MICHAEL SHAW	Submitted
	PETER H. SCHIFF for BRIAN FISCHER	Submitted
399.0 CA 14-01228	KAREN BOYSON V IRENE KWASOWSKY	
	Appeal from a decision, order and judgment of the Supreme Court, Oneida County (Bernadette T. Clark, J.), entered October 10, 2013. The decision, order and judgment granted the motions of defendants Kemper Independence Insurance Company and Far and Family Casualty Insurance Company for summary judgment and dismissed the complaint against those defendants.	
	DAVID G. GOLDBAS for KAREN BOYSON	10 minutes
	KRISTIN L. NORFLEET for KEMPER INDEPENDENCE INSURANCE CO.	10 minutes
	TERANCE W. WALSH for FARM AND FAMILY CASUALTY INSURANCE	10 minutes
400.0 CA 14-00180	CARMEN BRITT V BUFFALO MUNICIPAL HOUSING AUTHORITY	
	Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered February 6, 2013. The order denied the motion of plaintiff for recusal.	
	TIMOTHY R. LOVALLO for CARMEN BRITT	15 minutes
	JOHN J. MARCHESE for BUFFALO MUNICIPAL HOUSING AUTHORITY	10 minutes
	ELIZABETH G. ADYMY for PHILLIP J. RADOS, M.D.	5 minutes
	ADAM C. FERRANDINO for GRACE MANOR HEALTH CARE FACILITY, INC.	5 minutes
402.0 CA 14-01496	JEFFREY P. CARY V MICHAEL A. CIMINO	
	Appeal from an order of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered May 5, 2014. The order granted the motion of plaintiff for default judgment, denied the motion of defendants to compel plaintiff to accept their answer and denied the cross motion of defendants to vacate any default.	
	PATRICK M. MURPHY for MICHAEL A. CIMINO	5 minutes
	CHARLES A. SCHIANO, JR., for JEFFREY P. CARY	5 minutes

403.0
CA 14-01427

ANNA GRECO
V
CITY OF NIAGARA FALLS

Appeals from an order of the Supreme Court, Erie County (Joseph R. Glowia, J.), entered November 12, 2013. The order denied the motions of defendants Buffalo Place, Inc., and Main Seneca Corporation for summary judgment dismissing the complaint.

C. CHRISTOPHER BRIDGE for MAIN SENECA CORPORATION 15 minutes

MEGHAN BROWN for BUFFALO PLACE, INC. 15 minutes

DUANE D. SCHOONMAKER for ANNA GRECO 15 minutes

404.0
CA 14-01641

GARY BUHR
V
CONCORD SQUARE HOMES ASSOCIATES

Appeal from a decision and order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered December 26, 2013. The decision and order, insofar as appealed from, denied the motion of plaintiff for summary judgment on the issue of liability.

RICHARD P. AMICO for GARY BUHR 10 minutes

L. DAMIEN COSTANZA for CONCORD SQUARE HOMES ASSOCIATES 10 minutes

404.1
KA 13-01600

PEOPLE
V
AMANDA LANDO

Appeal from a judgment of the Oswego County Court (Walter W. Hafner, Jr., J.), rendered September 6, 2013. The judgment convicted defendant, upon her plea of guilty, of grand larceny in the fourth degree.

RICHARD C. MITCHELL, JR. for AMANDA LANDO 10 minutes

AMY LEIGH HALLENBECK for PEOPLE OF THE STATE OF NEW YORK 10 minutes

DAY CALENDAR
Thursday, March 5, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

427.0
CA 14-01647

STEVEN P. GRAHAM
V
JEREMY D. GEROW

Appeal from a decision and order of the Supreme Court, Steuben County (Joseph W. Latham, A.J.), entered July 29, 2014. The decision and order denied the motion of plaintiffs for summary judgment on the issue of liability.

MARK J. VALERIO for **STEVEN P. GRAHAM** 15 minutes

ERNEST D. SANTORO for **JEREMY D. GEROW** 15 minutes

415.0
KA 11-00213

PEOPLE
V
LEON R. WOODS

Appeal from a judgment of the Monroe County Court (Melchar E. Castro, A.J.), rendered September 3, 2010. The judgment convicted defendant, upon his plea of guilty, of assault in the first degree.

JANE I. YOON for **LEON R. WOODS** 5 minutes

DANIEL A. GROSS for **PEOPLE OF THE STATE OF NEW YORK** 5 minutes

405.0
KA 13-00726

PEOPLE
V
JOSEPH RAUSCH

Appeal from a judgment of the Erie County Court (Michael L. D'Amico, J.), rendered May 8, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

TIMOTHY P. MURPHY for **JOSEPH RAUSCH** 5 minutes

ALICIA M. LILLEY for **PEOPLE OF THE STATE OF NEW YORK** 10 minutes

406.0
KA 14-00521

PEOPLE
V
STEVEN ROBINSON

Appeal from a judgment of the Supreme Court, Monroe County (Alex R. Renzi, J.), rendered March 7, 2014. The judgment revoked a term of probation and imposed a term of incarceration.

DAVID R. JUERGENS for **STEVEN ROBINSON** 10 minutes

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

407.0
KA 12-01055

PEOPLE
V
ROBERT J. EPPOLITO

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered April 26, 2012. The judgment revoked a term of probation and imposed a term of incarceration.

ANNA JOST for **ROBERT J. EPPOLITO** Submitted

	WILLIAM G. ZICKL for PEOPLE OF THE STATE OF NEW YORK	Submitted
408.0 KA 12-01056	PEOPLE V ROBERT J. EPPOLITO	
	Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered April 26, 2012. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree.	
	ANNA JOST for ROBERT J. EPPOLITO	Submitted
	WILLIAM G. ZICKL for PEOPLE OF THE STATE OF NEW YORK	Submitted
409.0 KA 11-00487	PEOPLE V MATTHEW M. CARSON	
	Appeal from a judgment of the Supreme Court, Monroe County (David D. Egan, J.), rendered August 26, 2010. The judgment convicted defendant, upon a jury verdict, of murder in the second degree and criminal possession of a weapon in the second degree (two counts).	
	DREW R. DUBRIN for MATTHEW M. CARSON	15 minutes
	GEOFFREY KAEUPER for PEOPLE OF THE STATE OF NEW YORK	15 minutes
410.0 KA 11-01583	PEOPLE V GARTH HILL	
	Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered July 27, 2011. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree and sexual abuse in the first degree.	
	PIOTR BANASIAK for GARTH HILL	5 minutes
	ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK	10 minutes
411.0 KA 13-01959	PEOPLE V DARYLL J. CLARK	
	Appeal from a decision and order of the Monroe County Court (John L. DeMarco, J.), entered October 3, 2013. The decision and order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.	
	JAMES ECKERT for DARYLL J. CLARK	Submitted
	NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK	Submitted
412.0 KA 11-00309	PEOPLE V STEVE J. GRAY, JR.	
	Appeal from a judgment of the Supreme Court, Monroe County (Melchor E. Castro, A.J.), rendered November 22, 2010. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.	
	JANE I. YOON for STEVE J. GRAY, JR.	5 minutes

413.0 KA 13-00699	<p>LEAH R. MERVINE for PEOPLE OF THE STATE OF NEW YORK</p> <p>PEOPLE V CHRISTOPHER J. CAUFIELD</p> <p>Appeal from a judgment of the Oswego County Court (Walter W. Hafner, Jr., J.), rendered October 9, 2012. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the fourth degree.</p>	5 minutes
	<p>MICHAEL G. CIANFARANO for CHRISTOPHER J. CAUFIELD</p>	10 minutes
	<p>COURTNEY E. PETITT for PEOPLE OF THE STATE OF NEW YORK</p>	Submitted
414.0 KA 13-01710	<p>PEOPLE V MICHAEL JUNE</p> <p>Appeal from a judgment of the Erie County Court (Michael F. Pietruszka, J.), rendered April 15, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.</p>	
	<p>KRISTIN M. PREVE for MICHAEL JUNE</p>	10 minutes
	<p>MICHAEL J. HILLERY for PEOPLE OF THE STATE OF NEW YORK</p>	10 minutes
416.0 CAF 14-01034	<p>BROOKE S. BARONE V ELIZABETH A. CHAPMAN-CLELAND</p> <p>Appeal from an order of Family Court, Chautauqua County (Judith S. Claire, J.), entered January 24, 2014, in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition for custody and visitation.</p>	
	<p>R. THOMAS RANKIN, ATTORNEY FOR CHILD</p>	15 minutes
	<p>SHERRY ANN BJORK for ELIZABETH A. CHAPMAN-CLELAND</p>	10 minutes
	<p>BROOKE S. BARONE for HERSELF</p>	15 minutes
417.0 CAF 14-00451	<p>PATRICK ORDONA V JENNIFER COTHERN</p> <p>Appeal from an order of the Family Court, Chautauqua County (Judith S. Claire, J.), entered February 13, 2014 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner sole custody of the subject children.</p>	
	<p>ALAN BIRNHOLZ for JENNIFER COTHERN</p>	Submitted
	<p>AVERY S. OLSON for PATRICK ORDONA</p>	5 minutes
	<p>JILL ANN SPAYER, ATTORNEY FOR CHILD</p>	10 minutes
	<p>MICHAEL JOSEPH SULLIVAN, ATTORNEY FOR CHILD</p>	10 minutes
	<p>DAVID J. PAJAK for PAMELA CAMPBELL</p>	Submitted
418.0 CAF 14-00798	<p>MARGARET J. RICHARDSON V JILL LUDWIG</p>	

Appeal from an order of the Family Court, Onondaga County (Anthony J. Garromone, R.), entered April 8, 2014 in a proceeding pursuant to Family Court Act article 6. The order granted petitioner visitation with the subject children.

TRACY LEE PUGLIESE for JILL LUDWIG Submitted

DANIEL LUDWIG for HERSELF Submitted

MARGARET J. RICHARDSON for HERSELF Submitted

ROBERT C. BALDWIN, ATTORNEY FOR CHILD Submitted

419.0
CAF 13-01774

JESSICA W. VOORHEES
V
GARY I. TALERICO

Appeal from an order of the Family Court, Oneida County (Julia M. Brouillette, R.), entered August 28, 2013 in proceedings pursuant to Family Court Act articles 6 and 8. The order, among other things, awarded respondent primary physical custody of the subject child.

MARY R. HUMPHREY for JESSICA W. VOORHEES 10 minutes

JOHN J. RASPANTE for GARY I. TALERICO Submitted

JOHN G. KOSLOSKY, ATTORNEY FOR CHILD 5 minutes

420.0
CAF 13-01856

In the Matter of
ALEXIA M.J.

Appeal from an order of the Family Court, Herkimer County (John J. Brennan, J.), entered September 10, 2013 in a proceeding pursuant to Family Court Act article 10. The order, among other things, directed respondent Christopher W. to stay away from Alexia M.J.

JOHN J. RASPANTE for CHRISTOPHER W. Submitted

JACQUELYN M. ASNOE for HERKIMER COUNTY D.S.S. Submitted

ALBERT F. LAWRENCE, ATTORNEY FOR CHILD Submitted

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

421.0
CAF 14-00121

In the Matter of
ALEXIA J.

Appeal from an order of the Family Court, Herkimer County (John J. Brennan, J.), entered December 12, 2013 in a proceeding pursuant to Family Court Act article 10. The order, among other things, directed respondent to comply with the terms and conditions of an order of protection annexed to and made part of the order.

JOHN J. RASPANTE for CHRISTOPHER W. Submitted

JACQUELYN M. ASNOE for HERKIMER COUNTY D.S.S. Submitted

ALBERT F. LAWRENCE, ATTORNEY FOR CHILD Submitted

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

422.0
CA 13-01877

PHILLIP P. BATTEASE
V
STATE OF NEW YORK

Appeal from a decision and order of the Court of Claims (Renee Forgens Minarik, J.), entered July 29, 2013. The decision and order denied the motion of claimant to compel discovery.

PHILLIP P. BATTEASE for HIMSELF

Submitted

KATHLEEN M. ARNOLD for STATE OF NEW YORK

Submitted

423.0
CA 13-02101

RICKY HART

V

ANTHONY ANNUCCI

Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Mark H. Dadd, A.J.), entered October 29, 2013. The memorandum and judgment dismissed the CPLR article 78 petition.

ADAM W. KOCH for RICKY HART

Submitted

ALLYSON B. LEVINE for ANTHONY ANNUCCI

Submitted

424.0
CA 14-01673

ANTHONY CATAFFO

V

GRAND ISLAND CENTRAL SCHOOL DIST.

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered December 6, 2013. The order denied the motion of plaintiff for leave to serve a late notice of claim.

STEVEN M. COHEN for ANTHONY CATAFFO

15 minutes

LOUIS B. DINGELDEY, JR., for GRAND ISLAND CENTRAL SCHOOL DIST.

10 minutes

425.0
CA 14-01660

BRENDA C. HARRINGTON

V

MARY A. BRUNSON

Appeal and cross appeal from a decision and order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered January 10, 2014. The decision and order, insofar as appealed from, granted in part and denied in part the motion of plaintiff for summary judgment.

SANFORD R. SHAPIRO for MARY A. BRUNSON

15 minutes

ROBERT D. SCHULTZ for BRENDA C. HARRINGTON

15 minutes

426.0
CA 14-01661

BRENDA C. HARRINGTON

V

MARY A. BRUNSON

Appeal from a judgment of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered January 10, 2014. The judgment awarded plaintiff money damages.

SANFORD R. SHAPIRO for MARY A. BRUNSON

Submitted

ROBERT D. SCHULTZ for BRENDA C. HARRINGTON

Submitted

428.0
CAF 14-01015

IN THE MATTER OF
JACOB A. T.

Appeal from an order of the Family Court, Yates County (W. Patrick Falvey, J.), entered May 12, 2014 in a proceeding pursuant to Family Court Act article 3. The order, among other things, adjudged that respondent is a juvenile delinquent and placed him in the custody of the Commissioner of the Department of Social Services of Yates County for a period of 12 months.

ARDETH L. HOUDE for JACOB A. T.

10 minutes

HAYDEN DADD for YATES COUNTY ATTORNEY

Submitted

429.0
CAF 14-01016

**IN THE MATTER OF
JACOB A. T.**

Appeal from an order of the Family Court, Yates County (W. Patrick Falvey, J.), entered May 12, 2014 in a proceeding pursuant to Family Court Act article 3. The order, among other things, adjudged that respondent is a juvenile delinquent and placed him in the custody of the Commissioner of the Department of Social Services of Yates County for a period of 12 months.

ARDETH L. HOUDE for JACOB A. T.

Submitted

HAYDEN DADD for YATES COUNTY ATTORNEY

Submitted

430.0
CAF 14-01017

**IN THE MATTER OF
JACOB A. T.**

Appeal from an order of the Family Court, Yates County (W. Patrick Falvey, J.), entered May 12, 2014 in a proceeding pursuant to Family Court Act article 3. The order, among other things, adjudged that respondent is a juvenile delinquent and placed him in the custody of the Commissioner of the Department of Social Services of Yates County for a period of 12 months.

ARDETH L. HOUDE for JACOB A. T.

Submitted

HAYDEN DADD for YATES COUNTY ATTORNEY

Submitted