

DAY CALENDAR
Wednesday, March 2, 2016 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

263.0
KA 14-02105

PEOPLE
V
JONATHAN JAMISON

Appeal from an order of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered October 21, 2014. The order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

PHILIP ROTHSCHILD for JONATHAN JAMISON Submitted

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

264.0
KA 14-01407

PEOPLE
V
DERRICK L. HALL

Appeal from a judgment of the Niagara County Court (Sara S. Farkas, J.), rendered March 27, 2013. The judgment convicted defendant, upon his plea of guilty, of assault in the second degree (two counts).

JOSEPH G. FRAZIER for DERRICK L. HALL Submitted

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

265.0
KA 14-00929

PEOPLE
V
HORACE D. WHIPSET

Appeal from a judgment of the Ontario County Court (William F. Kocher, J.), rendered May 13, 2014. The judgment convicted defendant, upon a jury verdict, of robbery in the second degree.

MARY P. DAVISON for HORACE D. WHIPSET Submitted

BRIAN D. DENNIS for THE PEOPLE OF THE STATE OF NEW YORK Submitted

266.0
KA 15-00260

PEOPLE
V
ADAM BUCCI

Appeal from a judgment of the Livingston County Court (Dennis S. Cohen, J.), rendered January 15, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal contempt in the first degree.

STEVEN D. SESSLER for ADAM BUCCI 10 minutes

JOSHUA TONRA for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

267.0
KA 14-01503

PEOPLE
V
DARSHAWN A. MORRIS

Appeal from a judgment of the Supreme Court, Erie County (M. William Boller, A.J.), rendered May 14, 2014. The judgment convicted defendant, upon a jury verdict, of murder in the second degree, rape in the second degree and criminal sexual act in the second degree.

CAITLIN M. CONNELLY for DARSHAWN A. MORRIS 10 minutes

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| | MATTHEW B. POWERS for THE PEOPLE OF THE STATE OF NEW YORK | 5 minutes |
| 268.0 KA 15-00310 | PEOPLE V JAMIE R. ODELL | |
| | Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered October 27, 2014. The judgment convicted defendant, upon a jury verdict, of assault in the second degree and resisting arrest. | |
| | JEFFREY WICKS for JAMIE R. ODELL | 15 minutes |
| | ROBERT J. SHOEMAKER for THE PEOPLE OF THE STATE OF NEW YORK | 10 minutes |
| 269.0 KA 15-00311 | PEOPLE V DOREENA L. ODELL | |
| | Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered November 10, 2014. The judgment convicted defendant, upon a jury verdict, of obstructing governmental administration in the second degree. | |
| | JEFFREY WICKS for DOREENA L. ODELL | Submitted |
| | ROBERT J. SHOEMAKER for THE PEOPLE OF THE STATE OF NEW YORK | Submitted |
| 270.0 KA 13-00051 | PEOPLE V MARQUES KING | |
| | Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered October 4, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the third degree. | |
| | EVAN B. HANNAY for MARQUES KING | 10 minutes |
| | VICTORIA M. WHITE for THE PEOPLE OF THE STATE OF NEW YORK | 10 minutes |
| 271.0 CAF 15-00563 | RICK A.U. V REBECCA K. | |
| | Appeal from an order of the Family Court, Jefferson County (Richard V. Hunt, J.), entered June 2, 2014. The order dismissed the petitions. | |
| | JOHN A. CIRANDO for RICK A. U. | 15 minutes |
| | LISA A. SADINSKY for REBECCA K. | 15 minutes |
| | MICHELLE M. SCUDERI, ATTORNEY FOR CHILD | 15 minutes |
| 272.0 CAF 14-02008 | LUCILLE A. SOLDATO V JASON J. CARINGI | |
| | Appeal from an order of the Family Court, Oneida County (Joan E. Shkane, J.), entered October 31, 2014 in a proceeding pursuant to Family Court Act article 4. The order, among other things, confirmed the Support Magistrate's determination that respondent had willfully failed to obey a court order | |
| | MARY R. HUMPHREY for JASON J. CARINGI | 10 minutes |
| | TRACY LEE PUGLIESE for LUCILLE A. SOLDATO | Submitted |

ALYSSA L. JORDAN for DESTRO & BROTHERS CONCRETE COMPANY 15 minutes
JENNA W. KLUCSIK for DIDONATO ASSOCIATES, P.E., P.C. 10 minutes
PATRICIA A. HUGHES for CITY OF BUFFALO 10 minutes

278.0
CA 15-00760

SHARON JORDAN-PARKER
V
CITY OF BUFFALO

Appeal from an order of the Supreme Court, Erie County (Frederick J. Marshall, J.), entered March 9, 2015. The order, insofar as appealed from, granted the motion of defendant Didonato Associates, P.E., P.C., for summary judgment and dismissed the complaint.

NATHAN C. DOCTOR for SHARON JORDAN-PARKER Submitted
ALYSSA L. JORDAN for DESTRO & BROTHERS CONCRETE COMPANY Submitted
JENNA W. KLUCSIK for DIDONATO ASSOCIATES, P.E., P.C. Submitted
PATRICIA A. HUGHES for CITY OF BUFFALO Submitted

279.0
CA 15-00761

SHARON JORDAN-PARKER
V
CITY OF BUFFALO

Appeal from an order of the Supreme Court, Erie County (Frederick J. Marshall, J.), entered March 11, 2015. The order granted the motion of defendant City of Buffalo for summary judgment and dismissed the complaint.

NATHAN C. DOCTOR for SHARON JORDAN-PARKER Submitted
R. ANTHONY RUPP, III, for DESTRO & BROTHERS CONCRETE COMPANY Submitted
JENNA W. KLUCSIK for DIDONATO ASSOCIATES, P.E., P.C. Submitted
PATRICIA A. HUGHES for CITY OF BUFFALO Submitted

280.0
CA 15-00195

DARLENE M. LOHNAS
V
FRANK A. LUZI, JR., M.D.

Appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered July 14, 2014. The order, among other things, denied defendants' motion for partial summary judgment dismissing the complaint.

TAMSIN J. HAGER for FRANK A. LUZI, JR., M.D. 15 minutes
BRIAN P. FITZGERALD for DARLENE M. LOHNAS 15 minutes

281.0
CA 15-00398

DARLENE M. LOHNAS
V
FRANK A. LUZI, JR., M.D.

Appeal from an order of the Supreme Court, Erie County (Patrick H. NeMoyer, J.), entered February 4, 2015. The order, among other things, granted defendants' motion to reargue and upon reargument denied defendants' motion for partial summary judgment.

TAMSIN J. HAGER for FRANK A. LUZI, JR., M.D. Submitted
BRIAN P. FITZGERALD for DARLENE M. LOHNAS Submitted

282.0
CA 15-00773

THE WHARTON ASSOCIATES, INC.
V
CONTINENTAL INDUSTRIAL CAPITAL, LLC

Appeal and cross appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered July 23, 2014. The order granted the motion of plaintiff for summary judgment, denied the motion of plaintiff for attorney's fees and denied the cross motion of defendants for summary judgment.

BRIAN R. HENZEL for THE WHARTON ASSOCIATES, INC. 15 minutes
AMY L. DI FRANCO for CONTINENTAL INDUSTRIAL CAPITAL, LLC 15 minutes
STACEY E. TRIEN for TECH PARK OWNER, LLC 15 minutes

283.0
CA 15-01327

LATANYA Y. STAMPS
V
PATRICK D. PUDETTI

Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered December 16, 2014. The order, insofar as appealed from, denied in part the motion of defendant for summary judgment.

EILEEN E. BUHOLTZ for PATRICK D. PUDETTI 10 minutes
RICHARD P. AMICO for LATANYA Y. STAMPS 10 minutes

284.0
CA 15-01005

MARK ALLEN SHAW
V
CHESTER VANARSDALE

Appeal from an order of the Supreme Court, Chautauqua County (Deborah A. Chimes, J.), entered October 17, 2014. The order, insofar as appealed from, permanently enjoined defendant from placing a dock in waters abutting Elmwood Avenue in Ellicott, from using Elmwood Avenue to store his personal items and from constructing any further structures on Elmwood Avenue, and directed that defendant remove the dock and his personal items within 60 days.

ANDREW W. GOODELL for CHESTER VANARSDALE 10 minutes
PETER D. CLARK for JOSEPH G. TERRIZZI 10 minutes

285.0
CA 15-01006

MARK ALLEN SHAW
V
CHESTER VANARSDALE

Appeal from a decision and order of the Supreme Court, Chautauqua County (Deborah A. Chimes, J.), entered January 30, 2015. The decision and order adhered to an order entered October 17, 2014.

ANDREW W. GOODELL for CHESTER VANARSDALE Submitted
PETER D. CLARK for JOSEPH G. TERRIZZI Submitted

286.0
CA 15-00730

TYSHAWN J. WILLIAMS
V
LAVALRA M. JONES

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered May 9, 2014. The order granted the motion of defendant for summary judgment, denied the motion of plaintiff for summary judgment and dismissed the complaint.

FRANK S. FALZONE for TYSHAWN J. WILLIAMS

10 minutes

BRENT C. SEYMOUR for LAVALRA M. JONES

15 minutes

**287.0
CA 14-02176**

LARRY B.

V

STATE OF NEW YORK

Appeal from an order of the Supreme Court, Oneida County (Joseph E. Fahey, A.J.), entered October 29, 2014 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, adjudged that petitioner shall continue to be committed to a secure treatment facility.

BENJAMIN D. AGATA for LARRY B.

15 minutes

KATHLEEN M. TREASURE for STATE OF NEW YORK

10 minutes