

DAY CALENDAR
Thursday, January 22, 2015 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

182.0
KA 13-01174

PEOPLE
V
ANTHONY C. HARRIS

Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered May 6, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted criminal possession of a forged instrument in the second degree.

MARTIN P. MCCARTHY, II for ANTHONY C. HARRIS Submitted

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

183.0
KA 13-01707

PEOPLE
V
GORDIE W. WALKER, JR.

Appeal from a judgment of the Cayuga County Court (Thoms G. Leone, J.), rendered August 1, 2013. The judgment convicted defendant, upon a jury verdict of burglary in the second degree and criminal possession of stolen property in the fifth degree.

RYAN J. MULDOON for GORDIE W. WALKER, JR. Submitted

CHRISTOPHER VALDINA for THE PEOPLE OF THE STATE OF NEW YORK Submitted

184.0
KA 14-00721

PEOPLE
V
THOMAS SCZERBANIEWICZ

Appeal from a decision/order of the Onondaga County Court (Joseph E. Fahey, J.), entered April 9, 2014. The decision/order determined defendant to be a level three offender pursuant to the Sex Offender Registration Act.

THEODORE W. STENUF for THOMAS SCZERBANIEWICZ Submitted

VICTORIA M. WHITE for THE PEOPLE OF THE STATE OF NEW YORK Submitted

185.0
KA 14-00194

PEOPLE
V
AMANDA M. HENRY

Appeal from a judgment of the Niagara County Court (Sara S. Farkas, J.), rendered July 12, 2013. the judgment convicted defendant, upon her plea of guilty, of assault in the second degree.

MARY-JEAN BOWMAN for AMANDA M. HENRY Submitted

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

186.0
KA 13-02053

PEOPLE
V
KENNETH MARTINEZ, JR.

Appeal from an order of the Supreme Court, Monroe County (Francis A. Affronti, J.), dated November 1, 2013. The order denied the motion of defendant pursuant to CPL 440.10.

	BRIAN SHIFFRIN for KENNETH MARTINEZ, JR.	10 minutes
	GEOFFREY KAEUPER for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
187.0 KA 12-00113	PEOPLE V RAYSHON DAYS	
	Appeal from a judgment of the Onondaga County Court (William D. Walsh, J.), rendered August 24, 2011. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.	
	CHRISTINE M. COOK for RAYSHON DAYS	10 minutes
	VICTORIA M. WHITE for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
188.0 KA 10-02154	PEOPLE V DARRELL J. GRIFFIN	
	Appeal from a judgment of the Monroe County Court (Joan S. Kohout, A.J.), rendered August 16, 2010. The judgment convicted defendant, upon a jury verdict, of robbery in the first degree.	
	JANET C. SOMES for DARRELL J. GRIFFIN	10 minutes
	ERIN TUBBS for THE PEOPLE OF THE STATE OF NEW YORK	5 minutes
189.0 CAF 13-01436	APRIL K. DEJESUS V RODNEY N. HAYMES	
	Appeal from a decision and order of the Family Court, Oneida County (Frank S. Cook, J.H.O.), entered July 25, 2013, in a proceeding pursuant to Family Court article 6. The decision and order, in pertinent part, found that petitioner had wilfully violated a prior court order.	
	PAUL M. DEEP for APRIL K. DEJESUS	5 minutes
	RODNEY N. HAYMES for HIMSELF	Submitted
	ANNE MARIE GETMAN, ATTORNEY FOR CHILD	Submitted
190.0 CAF 13-00258	RICKEY L. WILSON V LINDA MCCRAY	
	Appeal from an order of the Family Court, Monroe County (Joan S. Kohout, J.), entered January 29, 2013 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner sole custody the subject child.	
	PAUL B. WATKINS for JASMINE JAEEL GONZALEZ	10 minutes
	KATHLEEN P. REARDON for RICKEY L. WILSON	10 minutes
	KIMBERLY F. DUGUAY for LINDA MCCRAY	10 minutes
	TANYA CONLEY, ATTORNEY FOR CHILD	10 minutes
191.0 CAF 13-01660	In the Matter of AJJIANNA L.	

Appeal from an order of the Family Court, Onondaga County (Michael Pirro Bailey, J.), entered August 14, 2013, in a proceeding pursuant to Family Court Act article 10. The order determined that respondent had neglected the subject child and placed the child with a suitable relative.

TIMOTHY P. MURPHY for ANNETTE S. 10 minutes

MAGGIE SEIKALY for ONONDAGA CO. DEPT. OF SOCIAL SERVICES 10 minutes

BARBARA E. MOSHER, ATTORNEY FOR CHILD 5 minutes

192.0
CA 14-01391

MICHELLE CASHION
V
ALEXANDER T. BAJOREK

Appeal from an order of the Supreme Court, Niagara County (Catherine Nugent Panepinto, J.), entered October 29, 2013. The order denied the motion of defendants for summary judgment dismissing the complaint.

RYAN J. MILLS for ALEXANDER T. BAJOREK 10 minutes

MICHAELANGELO J. CIERI for MICHELLE CASHION 10 minutes

193.0
CA 14-01267

DANIEL CARR
V
MCHUGH PAINTING CO., INC.

Appeal from an order of the Supreme Court, Erie County (Shriley Troutman, J.), entered May 27, 2014. The order, among other things, denied defendant's motion for summary judgment seeking dismissal of the plaintiff's causes of action based on Labor Law §§ 240 (1), 241 (6), and 200.

MARK P. DONOHUE for MCHUGH PAINTING CO., INC. 15 minutes

STEPHEN C. HALPERN for DANIEL CARR 10 minutes

194.0
CA 13-01857

HERBERT FARRINGTON
V
ANTHONY ANNUCCI

Appeal a judgment of the Supreme Court, Wyoming County (Mark H. Dadd, A.J.), entered September 18, 2013 in a proceeding pursuant to CPLR article 78. The judgment dismissed the petition.

LEAH R. NOWOTARSKI for HERBERT FARRINGTON Submitted

ERIC T. SCHNEIDERMAN for ANTHONY ANNUCCI Submitted

195.0
CA 14-01025

In the Matter of
CHRISTOPHER JOHN SMOLKA

Appeal from a memorandum and order of the Surrogate's Court, Erie County (Barbara Howe, S.), entered April 8, 2014. The memorandum and order, insofar as appealed from, directed distribution of trust proceeds one-third each to David Mergenhagen, James Mergenhagen and Carol A. Skretny.

ROBERT J. FELDMAN for CAROL A. SKRETNY 30 minutes

RICHARD T. SULLIVAN for DAVID MERGENHAGEN 10 minutes

196.0
CA 14-00044

DUANE FLINT
V
JERRY L. CORNELL

Appeal from an order of the Supreme Court, Steuben County (Peter C. Bradstreet, A.J.), entered September 24, 2013. The order, among other things, denied defendant's motion to dismiss for want of prosecution.

LOUIS J. COLELLA for JERRY L. CORNELL

10 minutes

EDWARD J. DEGNAN for DUANE FLINT

5 minutes

197.0
CA 14-00716

GLADYS LAVERDI

V

ARONA S. BAKER

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered November 13, 2013. The order granted the motion of defendants for an open commission and letters rogatory for the deposition of Kathryn R. Wilkins, a nonparty witness.

WAYNE C. FELLE for GLADYS LAVERDI

10 minutes

STEVEN P. CURVIN for ARONA S. BAKER

10 minutes

198.0
CA 14-01381

BRIAN MURPHY

V

CHRISTINE MURPHY

Appeal from a judgment of the Supreme Court, Niagara County (Frank Caruso, J.), entered December 20, 2013 in a divorce action. The judgment, among other things, awarded defendant maintenance and child support.

JUSTIN S. WHITE for CHRISTINE MURPHY

Submitted

JACK DANZIGER for BRIAN MURPHY

10 minutes

199.0
CA 14-00350

LYNN RIVERA

V

MICHAEL L. RIVERA

Appeal from a judgment of the Supreme Court, Erie County (Shirley Troutman, J.), entered August 2, 2013 in a divorce action. The judgment, among other things, equitably distributed the marital property.

DAVID J. PAJAK for MICHAEL L. RIVERA

5 minutes

SHARI JO REICH for LYNN RIVERA

15 minutes

200.0
CA 14-00736

ANGELA SIMS

V

KUSHNOOD HAQ

Appeal from an order of the Supreme Court, Erie County (Joseph R. Glowonia, J.), entered January 15, 2014. The order denied the motion of defendant for summary judgment on serious injury and granted the cross motion of plaintiff for summary judgment on negligence and serious injury.

BRENT C. SEYMOUR for KUSHNOOD HAQ

10 minutes

STEVEN M. COHEN for ANGELA SIMS

15 minutes

200.1
CA 14-01354

AINSWORTH M. BENNETT

V

ST. JOHN'S HOME

Appeal from an order of the Supreme Court, Monroe County (William P. Polito, J.), entered November 22, 2013. The order granted defendant's motion for summary judgment dismissing the plaintiff's action.

DAVID E. WOODIN for AINSWORTH M. BENNETT

15 minutes

MARGARET E. SOMERSET for ST. JOHN'S HOME

15 minutes

200.2
CA 14-01356

AINSWORTH M. BENNETT

V

ST. JOHN'S HOME

Appeal from an order and judgment (one paper) of the Supreme Court, Monroe County (William P. Polito, J.), entered January 28, 2014. The order and judgment granted defendant's motion for summary judgment dismissing the plaintiff's action.

DAVID E. WOODIN for AINSWORTH M. BENNETT

Submitted

MARGARET E. SOMERSET for ST. JOHN'S HOME

Submitted