

DAY CALENDAR
Thursday, January 21, 2016 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

112.0
KA 12-01987

PEOPLE
V
PHILIP FINCH

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered August 28, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

PIOTR BANASIAK for PHILIP FINCH 10 minutes

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

113.0
KA 14-01610

PEOPLE
V
TAVARIS MOXLEY

Appeal from an order of the Supreme Court, Monroe County (Alex R. Renzi, J.), dated July 25, 2014. The order granted defendant's motion to suppress physical evidence.

LEAH R. MERVINE for PEOPLE OF THE STATE OF NEW YORK 10 minutes

WILLIAM G. PIXLEY for TAVARIS MOXLEY 10 minutes

114.0
KA 14-00041

PEOPLE
V
STEVEN L. FOWLER

Appeal from a judgment of the Erie County Court (Michael F. Pietruszka, J.), rendered November 19, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted assault in the first degree.

DEBORAH K. JESSEY for STEVEN L. FOWLER 10 minutes

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

115.0
KA 13-00154

PEOPLE
V
DARREN HIGHTOWER

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered December 19, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

CHRISTINE M. COOK for DARREN HIGHTOWER 10 minutes

VICTORIA M. WHITE for PEOPLE OF THE STATE OF NEW YORK 10 minutes

116.0
KA 13-01069

PEOPLE
V
ERIC BELLAMY

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered December 17, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

	LINDA M. CAMPBELL for ERIC BELLAMY	Submitted
	JAMES P. MAXWELL for PEOPLE OF THE STATE OF NEW YORK	Submitted
117.0 KA 13-01683	PEOPLE V BRANDON L. GIBSON	
	Appeal from a judgment of the Erie County Court (Michael Pietruszka, J.), rendered April 2, 2013. The judgment convicted defendant, after a nonjury trial, of criminal possession of a weapon in the second degree, aggravated unlicensed operation of a motor vehicle in the third degree and a traffic infraction.	
	DEBORAH K. JESSEY for BRANDON L. GIBSON	10 minutes
	NICHOLAS T. TEXIDO for PEOPLE OF THE STATE OF NEW YORK	5 minutes
118.0 KA 14-00191	PEOPLE V DONALD R. COOPER	
	Appeal from a judgment of the Cattaraugus County Court (Ronald D. Ploetz, J.), rendered December 16, 2013. The judgment convicted defendant, upon his plea of guilty, of driving while intoxicated, a class E felony and aggravated unlicensed operation of a motor vehicle in the first degree.	
	GARY M. PHILLIPS for DONALD R. COOPER	5 minutes
	AMBER KERLING for PEOPLE OF THE STATE OF NEW YORK	Submitted
119.0 KA 14-00403	PEOPLE V MICHAEL T. HOGAN	
	Appeal from a judgment of the Erie County Court (Sheila A. DiTullio, J.), rendered February 10, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree and unlawful possession of marihuana.	
	SHERRY A. CHASE for MICHAEL T. HOGAN	5 minutes
	DANIEL J. PUNCH for PEOPLE OF THE STATE OF NEW YORK	5 minutes
120.0 KA 15-01145	PEOPLE V THOMAS O'TOOLE	
	Appeal from a judgment of the Oneida County Court (Michael L. Dwyer, J.), rendered August 20, 2013. The judgment convicted defendant, upon his plea of guilty, of burglary in the second degree.	
	FRANK POLICELLI for THOMAS O'TOOLE	10 minutes
	STEVEN G. COX for PEOPLE OF THE STATE OF NEW YORK	10 minutes
121.0 KA 15-01148	PEOPLE V THOMAS O'TOOLE	
	Appeal from a judgment of the Oneida County Court (Michael L. Dwyer, J.), rendered August 20, 2013. The judgment convicted defendant, upon his plea of guilty, of robbery in the first degree.	

	FRANK POLICELLI for THOMAS O'TOOLE	Submitted
	SCOTT D. MCNAMARA for PEOPLE OF THE STATE OF NEW YORK	Submitted
122.0 KA 12-01254	PEOPLE V AARON PAIGE	
	Appeal from a resentence of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered July 5, 2012. Defendant was resented upon a conviction of the crimes of robbery in the first degree, burglary in the first degree, robbery in the second degree and burglary in the second degree.	
	PIOTR BANASIAK for AARON PAIGE	5 minutes
	ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK	10 minutes
123.0 KA 12-01255	PEOPLE V AARON PAIGE	
	Appeal from a resentence of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered July 5, 2012. Defendant was resented upon a conviction of the crimes of robbery in the first degree (three counts) and, burglary in the first degree.	
	PIOTR BANASIAK for AARON PAIGE	Submitted
	ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK	Submitted
124.0 KA 12-01256	PEOPLE V AARON PAIGE	
	Appeal from a resentence of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered July 5, 2012. Defendant was resented upon a conviction of the crimes of robbery in the first degree, burglary in the first degree, and burglary in the second degree.	
	PIOTR BANASIAK for AARON PAIGE	Submitted
	ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK	Submitted
125.0 KA 12-01257	PEOPLE V AARON PAIGE	
	Appeal from a resentence of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered July 5, 2012. Defendant was resented upon a conviction of the crime of burglary in the first degree	
	PIOTR BANASIAK for AARON PAIGE	Submitted
	ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK	Submitted
126.0 KA 12-01258	PEOPLE V AARON PAIGE	
	Appeal from a resentence of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered July 5, 2012. Defendant was resented upon a conviction of the crime of attempted rape in the first degree.	
	PIOTR BANASIAK for AARON PAIGE	Submitted

127.0 KA 15-00126	ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK PEOPLE V RAYMOND M. BURLEY	Submitted
	Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, III, J.), rendered September 11, 2014. The judgment convicted defendant, upon his plea of guilty, of unlawful manufacture of methamphetamine in third degree.	
	KATHLEEN E. CASEY for RAYMOND M. BURLEY	Submitted
	THOMAS H. BRANDT for PEOPLE OF THE STATE OF NEW YORK	Submitted
128.0 CAF 14-01588	KELLY A. LANGDON V DANIEL J. LANGDON	
	Appeal from an order of the Family Court, Wyoming County (Terrence M. Parker, J.), entered July 17, 2014 in proceedings pursuant to Family Court Act articles 6 and 8. The order, among other things, dismissed petitioner Daniel J. Langdon's family offense petition.	
	ADAM W. KOCH for DANIEL J. LANGDON	Submitted
	KELLY A. LANGDON for HERSELF	Submitted
	CATHERINE M. MC CLURG, ATTORNEY FOR CHILD	Submitted
129.0 CAF 14-01589	KELLY A. LANGDON V DANIEL J. LANGDON	
	Appeal from an order of the Family Court, Wyoming County (Terrence M. Parker, J.), entered July 17, 2014 in a proceeding pursuant to Family Court Act article 8. The order, among other things, directed respondent to refrain from harassing petitioner.	
	ADAM W. KOCH for DANIEL J. LANGDON	Submitted
	KELLY A. LANGDON for HERSELF	Submitted
130.0 CAF 15-01276	In the Matter of MADISON J.S.	
	Appeal from an order of the Family Court, Steuben County (Joseph W. Latham, J.), entered July 27, 2015, in a proceeding pursuant to Family Court Act article 10. The order, insofar as appealed from, released Madison J.S., Tyler D.S. and Brook R.S. to respondent Victoria M., upon a finding of no derivative neglect.	
	CASEY E. ROGERS for STEUBEN COUNTY D.S.S.	10 minutes
	AMY LILLIAN VICHINSKY for VICTORIA MALNOFSKY	Submitted
	JASON WATSON for HIMSELF	Submitted
	SALLY ANN MADIGAN, ATTORNEY FOR CHILD	Submitted
131.0 CA 15-00703	JOHN S. GIZZI V TINA M. GIZZI	

Appeal from an order of the Supreme Court, Monroe County (Kenneth R. Fisher, J.), entered July 24, 2014. The order, among other things, denied plaintiff's post-divorce application to modify the custody and visitation agreement.

MICHAEL STEINBERG for JOHN S. GIZZI

15 minutes

TINA M. GIZZI for HERSELF

Submitted

GARY MULDOON, ATTORNEY FOR CHILD

10 minutes

132.0
CA 15-00508

DWAYNE HALL
V
CARDINAL HEALTH

Appeal from an order of the Supreme Court, Onondaga County (Anthony J. Paris, J.), entered May 22, 2014 in a proceeding pursuant to CPLR article 78. The order dismissed the petition.

ROBERT C. WHITAKER, JR., for DWAYNE HALL

10 minutes

CLEMENTE J. PARENTE for CARDINAL HEALTH

15 minutes

133.0
CA 15-01123

JOHN M. HOLMES
V
MICHAEL A. FIORE

Appeal from an order and judgment (one paper) of the Supreme Court, Oneida County (Bernadette T. Clark, J.), entered December 22, 2014. The order and judgment, among other things, denied the motion of defendants Michael A. Fiore and City of Utica seeking summary judgment dismissing the complaint.

KEVIN A. LANE for MICHAEL A. FIORE

10 minutes

SAMANTHA M. HOLBROOK for JOHN M. HOLMES

10 minutes

YAMILE AL-SULLAMI for WYATT T. HOLMES

15 minutes

134.0
CA 15-00082

WILLIAM HOTALING
V
DELONE CARTER

Appeal from a judgment of the Supreme Court, Onondaga County (James P. Murphy, J.), entered March 17, 2014. The judgment, among other things, awarded plaintiff the sum of \$43,688.14 as against defendant.

SIDNEY P. COMINSKY for WILLIAM HOTALING

15 minutes

DELONE CARTER for HIMSELF

Submitted

135.0
CA 15-01085

TATTOOS BY DESIGN, INC.
V
MARK KOWALSKI

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered April 29, 2015. The order denied the motion of defendant for summary judgment.

JEREMY C. TOTH for MARK KOWALSKI

10 minutes

PARKER MACKAY for TATTOOS BY DESIGN, INC.

10 minutes

136.0
CA 14-01066

ANTWAN THOMPSON
V
ANTHONY J. ANNUCCI

Appeal from a decision and judgment of the Supreme Court, Seneca County (Dennis F. Bender, A.J.), entered April 28, 2014. The decision and judgment denied and dismissed the CPLR article 78 petition of petitioner.

ANTWAN THOMPSON for HIMSELF

Submitted

FRANK BRADY for ANTHONY J. ANNUCCI

Submitted

137.0
CA 14-01689

ANTWAN THOMPSON
V
ANTHONY J. ANNUCCI

Appeal from a decision and order of the Supreme Court, Seneca County (Dennis F. Bender, A.J.), entered September 9, 2014. The decision and order, insofar as appealed from, denied, upon reargument, the motion of petitioner to modify a decision and judgment denying and dismissing his CPL article 78 petition.

ANTWAN THOMPSON for HIMSELF

Submitted

FRANK BRADY for ANTHONY J. ANNUCCI

Submitted