

DAY CALENDAR
Tuesday, January 9, 2018 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

24.0
KA 15-01822

PEOPLE
V
LEWIS SWIFT

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered February 11, 2015. The judgment convicted defendant, upon a jury verdict, of manslaughter in the first degree and criminal possession of a weapon in the third degree

LINDA M. CAMPBELL for LEWIS SWIFT 10 minutes

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

25.0
KA 15-00585

PEOPLE
V
CARLTON C. BEVEL

Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered December 4, 2014. The judgment convicted defendant, upon his plea of guilty, of grand larceny in the fourth degree

DAVID R. JUERGENS for CARLTON C. BEVEL Submitted

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

26.0
KA 15-00919

PEOPLE
V
HOWARD DRAPER

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered February 4, 2015. The judgment convicted defendant, upon a jury verdict, of endangering the welfare of a child.

PHILIP ROTHSCHILD for HOWARD DRAPER 10 minutes

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

27.0
KA 14-01699

PEOPLE
V
MARCUS HAMN

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, Monroe County (Alex R. Renzi, J.), entered June 16, 2014. The order denied the motion of defendant to vacate a judgment of conviction pursuant to CPL 440.10.

JAMES A. HOBBS for MARCUS HAMN 10 minutes

STEPHEN X. O'BRIEN for PEOPLE OF THE STATE OF NEW YORK 10 minutes

28.0
KA 16-01083

PEOPLE
V
KRISTA SCHULTZ

Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered October 20, 2015. The judgment convicted defendant, upon her plea of guilty, of grand larceny in the third degree.

	ALAN WILLIAMS for KRISTA SCHULTZ	10 minutes
	JOHN JOSEPH FLYNN for PEOPLE OF THE STATE OF NEW YORK	10 minutes
29.0 KA 14-00660	PEOPLE V MARQUIS R. MCMILLIAN	
	Appeal from a judgment of the Monroe County Court (John L. DeMarco, J.), rendered October 1, 2013. The judgment convicted defendant, after a nonjury trial, of assault in the first degree and criminal possession of a weapon in the second degree (two counts).	
	KATHLEEN P. REARDON for MARQUIS R. MCMILLIAN	10 minutes
	SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK	10 minutes
30.0 KA 14-00661	PEOPLE V MARQUIS R. MCMILLIAN	
	Appeal from a judgment of the Monroe County Court (John L. DeMarco, J.), rendered October 1, 2013. The judgment convicted defendant, after a nonjury trial, of attempted murder in the second degree, assault in the first degree and criminal possession of a weapon in the second degree (two counts).	
	KATHLEEN P. REARDON for MARQUIS R. MCMILLIAN	Submitted
	SCOTT MYLES for PEOPLE OF THE STATE OF NEW YORK	Submitted
31.0 KA 15-00587	PEOPLE V CARLTON C. BEVEL	
	Appeal from a judgment of the Monroe County Court (Vincent M. Dinolfo, J.), rendered December 4, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of stolen property in the fourth degree.	
	DAVID R. JUERGENS for CARLTON C. BEVEL	Submitted
	STEPHEN X. O'BRIEN for PEOPLE OF THE STATE OF NEW YORK	Submitted
32.0 KA 14-02203	PEOPLE V TALYN D. WILLIAMS	
	Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered February 6, 2014. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree	
	BETH A. RATCHFORD for TALYN D. WILLIAMS	Submitted
	DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK	Submitted
33.0 KA 16-01690	PEOPLE V NATHANIEL WRIGHT	
	Appeal from an order of the Supreme Court, Monroe County (Francis A. Affronti, J.), entered June 17, 2016. The order determined that defendant is a level three risk pursuant to the Sex Offender Registration Act.	
	KIMBERLY F. DUGUAY for NATHANIEL WRIGHT	Submitted

	NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK	Submitted
35.0 OP 17-01673	G. STEVEN PIGEON V HON. DONALD F. CERIO, JR.	
	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]) to prohibit respondent from entertaining a motion for reargument.	
	JOHN A. COLLINS for G. STEVEN PIGEON	10 minutes
	LEE ALDERSTEIN for HON. DONALD F. CERIO, JR.	Submitted
	LAURA ETLINGER for ERIC T. SCHNEIDERMAN	10 minutes
36.0 CA 17-00792	ANGELO P. ZAPPIE V DOLORES L. PERRY	
	Appeal from an order of the Supreme Court, Chautauqua County (Paul B. Wojtaszek, J.), entered January 3, 2017. The order denied the motion of plaintiffs to amend the complaint, granted the motion of defendant to dismiss the complaint and dismissed the complaint.	
	EDWARD J. MARKARIAN for ANGELO P. ZAPPIE	15 minutes
	STEPHEN P. BROOKS for DOLORES L. PERRY	15 minutes
37.0 CA 17-01372	CHARLIE ZANGHI V JAMES L. DOERFLER	
	Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered June 16, 2017. The order, insofar as appealed from, denied the motion of defendants for summary judgment.	
	MICHAEL J. CHMIEL for JAMES L. DOERFLER	10 minutes
	MELISSA STADLER for CHARLIE ZANGHI	10 minutes
38.0 CA 17-01456	RICHARD INFARINATO V ROCHESTER TELEPHONE CORPORATION	
	Appeal from an order of the Supreme Court, Monroe County (Matthew A. Rosenbaum, J.), entered October 20, 2016. The order, insofar as appealed from, denied the motion of plaintiff for partial summary judgment.	
	DAVID D. BENZ for RICHARD INFARINATO	10 minutes
	PETER J. GLENNON for FRONTIER TELEPHONE OF ROCHESTER	10 minutes
40.0 CA 17-00819	CRAIG EMMERLING V CHRISTINA A. AGOLA	
	Appeal from a judgment of the Supreme Court, Ontario County (Craig J. Doran, J.), entered July 5, 2016. The judgment awarded plaintiff money damages.	
	CHRISTINA A. AGOLA for HERSELF	Submitted
	EMIL PETER PFAFF for CRAIG EMMERLING	Submitted
	ROBERT L. BURKWIT for CHRISTINA A. AGOLA ATTYS. AND COMPANY	Submitted

41.0
CA 17-00577

HUDSON SPECIALTY INSURANCE COMPANY
V
HALEY & ALDRICH, INC.

Appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered December 23, 2016. The order, among other things, denied defendants' motion for summary judgment.

SCOTT K. WINIKOW for HALEY & ALDRICH, INC. 15 minutes

DENNIS R. MCCOY for HUDSON SPECIALTY INSURANCE COMPANY 15 minutes

42.0
CA 17-00992

HUDSON SPECIALTY INSURANCE COMPANY
V
HALEY & ALDRICH, INC.

Appeal from a judgment of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered January 23, 2017. The judgment awarded plaintiffs the sum of \$1,103,071.93 as against defendants.

SCOTT K. WINIKOW for HALEY & ALDRICH, INC. Submitted

DENNIS R. MCCOY for HUDSON SPECIALTY INSURANCE COMPANY Submitted

44.0
CA 15-02098

ALOKE CHAUDHURI
V
MARGARET KILMER

Appeal from an order of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered September 29, 2015. The order denied plaintiff's motion for summary judgment and granted defendant's cross motion for summary judgment dismissing plaintiff's complaint.

GERARD A. STRAUSS for ALOKE CHAUDHURI 15 minutes

JOSEPH A. MATTELIANO for MARGARET KILMER 15 minutes

45.0
CA 16-00716

ALOKE CHAUDHURI
V
MARGARET KILMER

Appeal from an order of the Supreme Court, Monroe County (Ann Marie Taddeo, J.), entered April 21, 2016. The order denied plaintiff's motion to include in the record on appeal the document titled "Response Affidavit to Memorandum of Law on Motion for Summary Judgment".

GERARD A. STRAUSS for ALOKE CHAUDHURI Submitted

JOSEPH A. MATTELIANO for MARGARET KILMER Submitted

46.0
CA 17-01538

BETTY MCCLAIN
V
BUFFALO MUNICIPAL HOUSING AUTHORITY

Appeal from an order of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered May 22, 2017. The order, insofar as appealed from, denied in part the motion of defendant for summary judgment.

CORY J. WEBER for BUFFALO MUNICIPAL HOUSING AUTHORITY 10 minutes

MICHAEL J. WILLETT for BETTY MCCLAIN 10 minutes