

DAY CALENDAR
Tuesday, May 17, 2016 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

459.0
KA 14-00752

PEOPLE
V
DEBORA K. GRAMZA

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered January 22, 2014. The judgment convicted defendant, upon her plea of guilty, of grand larceny in the second degree and falsifying business records in the first degree.

SHERRY A. CHASE for DEBORA K. GRAMZA Submitted

DANIEL J. PUNCH for THE PEOPLE OF THE STATE OF NEW YORK Submitted

460.0
KA 14-00753

PEOPLE
V
DEBORA K. GRAMZA

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered January 22, 2014. The judgment convicted defendant, upon her plea of guilty, of offering a false instrument for filing in the first degree.

SHERRY A. CHASE for DEBORA K. GRAMZA Submitted

DANIEL J. PUNCH for THE PEOPLE OF THE STATE OF NEW YORK Submitted

461.0
KA 12-01741

PEOPLE
V
BRIANNA M. MASSEY

Appeal from a judgment of the Erie County Court (M. William Boller, J.), rendered June 11, 2012. The judgment convicted defendant, upon a nonjury verdict, of assault in the first degree.

DEBORAH K. JESSEY for BRIANNA M. MASSEY 10 minutes

MATTHEW B. POWERS for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

462.0
KA 15-01785

PEOPLE
V
MICHAEL JOHNSON

Appeal from a judgment of the Niagara County Court (Sara S. Farkas, J.), rendered July 15, 2013. The judgment convicted defendant, upon his plea of guilty, of rape in the first degree.

ANTHONY JOSEPH LANA for MICHAEL JOHNSON 10 minutes

THOMAS H. BRANDT for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

463.0
KA 13-01460

PEOPLE
V
ALLEN CEHFUS

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered May 23, 2013. The judgment convicted defendant, upon a jury verdict, of driving while intoxicated, a class E felony, aggravated unlicensed operation of a motor vehicle in the first degree and resisting arrest.

	EVAN B. HANNAY for ALLEN CEHFUS	10 minutes
	ROMANA A. LAVALAS for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
464.0 KA 13-01645	PEOPLE V DONNELL L. WILLIAMS	
	Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered July 31, 2012. The judgment convicted defendant, upon his plea of guilty, of rape in the first degree (two counts) and burglary in the second degree (two counts).	
	JAMES ECKERT for DONNELL L. WILLIAMS	Submitted
	STEPHEN X. O'BRIEN for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
465.0 KA 14-01505	PEOPLE V ERIC CHANT	
	Appeal from a judgment of the Chautauqua County Court (John T. Ward, Jr., J.), rendered February 11, 2013. The judgment convicted defendant, upon his plea of guilty, of rape in the first degree.	
	LYLE T. HAJDU for ERIC CHANT	15 minutes
	JOSEPH M. CALIMERI for THE PEOPLE OF THE STATE OF NEW YORK	15 minutes
466.0 KA 11-01115	PEOPLE V DASZELL TAYLOR	
	Appeal from a judgment of the Livingston County Court (Robert B. Wiggins, J.), rendered September 14, 2010. The judgment convicted defendant, upon a jury verdict, of assault in the second degree and criminal possession of a weapon in the third degree.	
	JEANNIE MICHALSKI for DASZELL TAYLOR	Submitted
	JOSHUA TONRA for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
467.0 KA 12-02150	PEOPLE V SCOTT A. NAUHEIMER	
	Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.), rendered November 8, 2012. The judgment convicted defendant, upon a jury verdict, of manslaughter in the first degree.	
	JANE I. YOON for SCOTT A. NAUHEIMER	10 minutes
	GEOFFREY KAEUPER for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
468.0 KA 14-00233	PEOPLE V SALVATORE LETIZIA	
	Appeal from a memorandum and order of the Supreme Court, Erie County (John L. Michalski, J.), entered November 26, 2013. The memorandum and order, insofar as appealed from, denied the motion of defendant for DNA testing pursuant to CPL 440.30 (a-1).	
	TIMOTHY P. MURPHY for SALVATORE LETIZIA	5 minutes

469.0 KA 14-01510	<p>DONNA A. MILLING for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes</p> <p>PEOPLE V CURTIS BROWN</p> <p>Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered April 14, 2014. The judgment convicted defendant, upon a jury verdict, of criminal sexual act in the second degree (three counts), sexual abuse in the second degree (three counts) and endangering the welfare of a child.</p> <p>LINDA M. CAMPBELL for CURTIS BROWN 15 minutes</p> <p>JAMES P. MAXWELL for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes</p>
470.0 CA 15-00769	<p>ELLIOT PATER V CITY OF BUFFALO</p> <p>Appeals and from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered July 22, 2014. The order granted the motion by defendants City of Buffalo and the Buffalo Police Department for summary judgment.</p> <p>GREGORY V. PAJAK for ELLIOT PATER 15 minutes</p> <p>TIMOTHY M. HUDSON for SUSAN PHISTER 15 minutes</p> <p>ROBERT E. QUINN for CITY OF BUFFALO 15 minutes</p> <p>JEFFREY M. HARRINGTON for GREGG O'SHEI Submitted</p>
471.0 CA 15-01160	<p>EMPIRE MEDICAL SYSTEMS, LLC V JERAMY BERNARDONI</p> <p>Appeal from an order of the Supreme Court, Ontario County (Matthew A. Rosenbaum, J.), entered December 18, 2014. The order, insofar as appealed from, provided that, in the appraisal of the fair market value of plaintiff, the parties may raise the issue of certain contractual distributions.</p> <p>WARREN B. ROSENBAUM for EMPIRE MEDICAL SYSTEMS, LLC 15 minutes</p> <p>ALAN J. BOZER for JERAMY BERNARDONI 15 minutes</p>
472.0 CA 15-01213	<p>LATOYA PEOPLES V M&T BANK</p> <p>Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered April 20, 2015. The order granted defendant M&T Bank's motion for summary judgment.</p> <p>BRIDGET M. TALERICO for LATOYA PEOPLES Submitted</p> <p>PATRICK J. HINES for M&T BANK 10 minutes</p>
473.0 TP 15-01708	<p>NICHOLAS CASTIGLIA V COUNTY OF ONTARIO</p>

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, Ontario County [Thomas A. Stander, J.], entered October 2, 2015) to annul a determination of respondents. The determination terminated the employment of petitioner.

MATTHEW J. FUSCO for NICHOLAS CASTIGLIA

Submitted

LEA T. NACCA for COUNTY OF ONTARIO

Submitted

GARY L. CURTISS for PHILLIP POVERO

Submitted

474.0
CA 15-00088

PEOPLE OF THE STATE OF NEW YORK
V
EDWARD BREEDEN

Appeal from an order of the Supreme Court, Oneida County (Samuel D. Hester, J.), entered November 18, 2014 in a proceeding pursuant to Mental Hygiene Law article 10. The order, among other things, adjudged that respondent is a dangerous sex offender requiring treatment and committed respondent to a secure treatment facility.

PATRICK T. CHAMBERLAIN for EDWARD BREEDEN

15 minutes

FRANK BRADY for PEOPLE OF THE STATE OF NEW YORK

10 minutes

475.0
CA 15-01159

BRENDA M. BOROSZKO
V
GERALD J. ZYLINSKI

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered April 1, 2015. The order granted the motion of defendant for summary judgment, denied the cross motions of plaintiffs for partial summary judgment and dismissed the complaint.

EDWARD J. MARKARIAN for BRENDA M. BOROSZKO

15 minutes

PAUL D. MCCORMICK for GERALD J. ZYLINSKI

10 minutes

JAMES P. BURGIO for MICHAEL A. PECA

10 minutes

476.0
CA 15-01380

RONALD DOUGLAS
V
STATE OF NEW YORK

Appeal from an interlocutory judgment of the Court of Claims (Michael E. Hudson, J.), entered November 6, 2014. The interlocutory judgment apportioned liability.

OWEN DEMUTH for STATE OF NEW YORK

10 minutes

GEFFREY GISMONDI for RONALD DOUGLAS

5 minutes

ROBERT STEINHAUS for C. TANISHA BURT

15 minutes

477.0
CA 15-01381

C. TANISHA BURT
V
STATE OF NEW YORK

Appeal from an interlocutory judgment of the Court of Claims (Michael E. Hudson, J.), entered November 6, 2014. The interlocutory judgment apportioned liability.

ROBERT D. STEINHAUS for C. TANISHA BURT

Submitted

	OWEN DEMUTH for STATE OF NEW YORK	Submitted
478.0	CIERRA DANDY	
CA 15-01209	V	
	M&T BANK	
	Appeal from an order of the Supreme Court, Erie County (John A. Michalek, J.), entered April 20, 2015. The order granted defendant M&T Bank's motion for summary judgment.	
	BRIDGET M. TALERICO for CIERRA DANDY	Submitted
	PATRICK J. HINES for M&T BANK	10 minutes
479.0	GDH CONSTRUCTION INC.	
CA 15-01793	V	
	MARK A. GUGINO	
	Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered January 9, 2015. The order granted the motion of defendants Mark A. Gugino and Linda M. Gugino for summary judgment and dismissed the summons and complaint.	
	WAYNE I. FREID for GDH CONSTRUCTION INC.	10 minutes
	DARYL BRAUTIGAM for MARK A. GUGINO	10 minutes
480.0	DAWN BUSH	
CA 15-01770	V	
	RICKI KOVACEVIC	
	Appeal from an order of the Supreme Court, Erie County (E. Jeanette Ogden, J.), entered July 14, 2015. The order denied the motion of plaintiff for summary judgment.	
	ELLEN B. STURM for DAWN BUSH	10 minutes
	BENJAMIN R. WOLF for RICKI KOVACEVIC	15 minutes