

DAY CALENDAR
Wednesday, May 25, 2016 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

575.0
KA 13-01653

PEOPLE
V
KESHAWN M. JENNINGS

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered July 29, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree.

DAVID R. JUERGENS for KESHAWN M. JENNINGS Submitted

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

576.0
KA 13-02012

PEOPLE
V
MARCUS LOCKWOOD

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered May 17, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree and criminal possession of a weapon in the third degree.

KRISTEN MCDERMOTT for MARCUS LOCKWOOD Submitted

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

577.0
KA 15-01152

PEOPLE
V
KATHRYN V. SMITH

Appeal from a judgment of the Monroe County Court (Vincent M. DiNolfo, J.), rendered January 29, 2015. The judgment convicted defendant, upon a jury verdict, of burglary in the first degree, burglary in the second degree and robbery in the second degree (three counts).

DAVID M. ABBATOY, JR., for KATHRYN V. SMITH 10 minutes

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

578.0
KA 15-00274

PEOPLE
V
WILLIE L. SMITH

Appeal from a decision and order of the Monroe County Court (James J. Piampiano, J.), entered December 12, 2014. The decision and order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

JAMES ECKERT for WILLIE L. SMITH Submitted

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK Submitted

579.0
KA 15-00095

PEOPLE
V
KEVIN STEVENS

Appeal from a judgment of the Wayne County Court (Dennis M. Kehoe, J.); entered December 2, 2014. The judgment revoked defendant's probation and imposed a term of imprisonment.

ROBERT TUCKER for KEVIN STEVENS

Submitted

BRUCE A. ROSEKRANS for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

580.0
KA 11-01833

PEOPLE

V

RICHARD BECRAFT, JR.

Appeal from a judgment of the Oneida County Court (Michael L. Dwyer, J.), rendered May 11, 2010. The judgment convicted defendant, upon a jury verdict, of predatory sexual assault against a child (two counts).

PATRICK J. MARTHAGE for RICHARD BECRAFT, JR.

10 minutes

STEVEN G. COX for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

581.0
KA 12-01872

PEOPLE

V

ROBERTO FELICIANO

Appeal from a judgment of the Monroe County Court (Victoria M. Argento, J.), rendered August 2, 2012. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

JANE I. YOON for ROBERTO FELICIANO

10 minutes

DANIEL A. GROSS for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

582.0
KA 14-00981

PEOPLE

V

JEROME INGRAM

Appeal from a judgment of the Supreme Court, Erie County (Deborah A. Haendiges, J.), rendered May 12, 2014. The judgment convicted defendant, upon a jury verdict, of burglary in the second degree.

TIMOTHY P. MURPHY for JEROME INGRAM

10 minutes

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

5 minutes

583.0
KA 14-01638

PEOPLE

V

JOVAN L. BARKSDALE

Appeal from a memorandum and order of the Erie County Court (Kenneth F. Case, J.), dated July 29, 2014. The memorandum and order denied the motion of defendant pursuant to CPL 440.10.

ROBERT L. KEMP for JOVAN L. BARKSDALE

Submitted

NICHOLAS T. TEXIDO for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

584.0
KA 15-01259

PEOPLE

V

BRENDA E. ROTH

Appeal from a decision/order of the Lewis County Court (Daniel R. King, J.), entered June 18, 2015. The decision/order, insofar as appealed from, dismissed counts first through third of indictment no. 2015-008.

WENDY LEHMANN for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

	DONALD R. GERACE for BRENDA E. ROTH	10 minutes
585.0 CA 15-01779	THOMAS J. PIERONI V PHILLIPS LYTLE LLP	
	Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered July 8, 2015. The order granted defendants' motion to dismiss the complaint.	
	B.P. OLIVERIO for THOMAS J. PIERONI	15 minutes
	RANDALL DAVID WHITE for PHILLIPS LYTLE LLP	15 minutes
586.0 CA 15-01630	BRIAN EISCH V SANDY CREEK CENTRAL SCHOOL DISTRICT	
	Appeal from an order of the Supreme Court, Oswego County (James W. McCarthy, J.), entered March 13, 2015. The order, among other things, denied in part defendant's motion for summary judgment.	
	CHRISTINE GASSER for SANDY CREEK CENTRAL SCHOOL DISTRICT	15 minutes
	RALPH S. ALEXANDER for BRIAN EISCH	10 minutes
587.0 CA 15-00173	ARRELLO BARNES V ANTHONY ANNUCCI	
	Appeal from a memorandum and judgment of the Supreme Court, Wyoming County (Michael M. Mohun, A.J.), entered December 1, 2014. The memorandum and judgment dismissed the CPLR article 78 petition.	
	ADAM W. KOCH for ARRELLO BARNES	Submitted
	PETER H. SCHIFF for ANTHONY ANNUCCI	Submitted
588.0 CA 15-01686	JOHN SUGGS V STATE OF NEW YORK	
	Appeal from an order of the Supreme Court, Oneida County (Joseph E. Fahey, A.J.), entered October 2, 2015, in a proceeding pursuant to Mental Hygiene Law article 10. The order discharged petitioner from the care, custody, control and supervision of respondent New York State Office of Mental Health.	
	FREDERICK A. BRODIE for STATE OF NEW YORK	10 minutes
	MEGAN E. DORR for JOHN SUGGS	10 minutes
589.0 CA 15-01712	CHESTER W. PASTUSZYNSKI V LISA F. LOFASO	
	Appeal from an order of the Supreme Court, Erie County (Catherine Nugent Panepinto, J.), entered July 9, 2015. The order denied the motion of defendants for summary judgment dismissing the complaint.	
	HEDWIG M. AULETTA for LISA F. LOFASO	15 minutes
	BRADLEY D. MARBLE for CHESTER W. PASTUSZYNSKI	15 minutes

590.0
CA 15-01856

VINCENT J. COONS
V
PREMIER PARKS, INC.

Appeal from a decision and order of the Supreme Court, Livingston County (Robert B. Wiggins, A.J.), entered February 17, 2015. The decision and order denied the motion of defendants for summary judgment.

MATTHEW J. KELLY for PREMIER PARKS, INC. 10 minutes

THOMAS JAMES RZEPKA for VINCENT J. COONS 10 minutes

591.0
CA 15-01751

AUSTIN HARVARD LLC
V
CITY OF CANANDAIGUA

Appeal from an order of the Supreme Court, Ontario County (Craig J. Doran, A.J.), entered April 7, 2015. The order dismissed the complaint.

CHARLES J. GENESE for AUSTIN HARVARD LLC 10 minutes

MICHELE O. SMITH for CITY OF CANANDAIGUA 10 minutes

592.0
CA 15-00223

In the Matter of
THE APPLICATION OF MICHELE M. AZZI

Appeal from an order and judgment of the Surrogate's Court, Monroe County (Edmund A. Calvaruso, S.), entered December 10, 2014. The order and judgment, among other things, granted the petition seeking the appointment of a guardian of the property of David J. D.,

JENNY S. TRAPANI for HERSELF 10 minutes

BRIAN LAUDADIO for MICHELE M. AZZI 10 minutes

592.1
CA 15-01558

CARMEN J. FINOCCHI, JR.
V
LIVE NATION, INC.

Appeal and cross appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered March 30, 2015. The order precluded defendants from using their contract with Gentour, Inc., on its motion for summary judgment; granted in part and denied in part the motion of defendants for summary judgment; and granted the cross motion of plaintiffs to amend their bill of particulars.

MEGHAN BROWN for LIVE NATION, INC. 15 minutes

ANNE BELTZ RIMMLER for CARMEN J. FINOCCHI, JR. 15 minutes