

**DAY CALENDAR**  
**Wednesday, September 7, 2016 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

699.0  
CA 15-02049

**UNIQUE BROWN**  
**V**  
**STATE OF NEW YORK**

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered June 19, 2015. The order, insofar as appealed from, denied the motion of defendant State of New York to dismiss the complaint.

ZAINAB A. CHAUDHRY for STATE OF NEW YORK 10 minutes

LEAH KELMAN for FINA BELL 15 minutes

687.0  
KA 14-02255

**PEOPLE**  
**V**  
**LYLE F. DAVOY, SR.**

Appeal from a judgment of the Lewis County Court (Daniel R. King, J.), rendered December 6, 2013. The judgment convicted defendant, upon his plea of guilty, of murder in the second degree.

ADAM R. MATTESON for LYLE F. DAVOY, SR. 10 minutes

JOHN A. CIRANDO for PEOPLE OF THE STATE OF NEW YORK 10 minutes

688.0  
KA 08-01006

**PEOPLE**  
**V**  
**BRANDON L. ROBINSON**

Appeal from a judgment of the Supreme Court, Monroe County (David D. Egan, J.), rendered April 3, 2008. The judgment convicted defendant, upon a jury verdict, of criminal possession of a controlled substance in the third degree, criminal use of drug paraphernalia in the second degree and unlawful possession of marihuana.

KATHLEEN P. REARDON for BRANDON L. ROBINSON 5 minutes

DANIEL A. GROSS for PEOPLE OF THE STATE OF NEW YORK 5 minutes

689.0  
KA 15-00418

**PEOPLE**  
**V**  
**JOHANNES HIRAM**

Appeal from an order of the Supreme Court, Erie County (John L. Michalski, A.J.), entered January 21, 2015. The order determined that defendant is a level two risk pursuant to the Sex Offender Registration Act.

DEBORAH K. JESSEY for JOHANNES HIRAM Submitted

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

690.0  
KA 11-01062

**PEOPLE**  
**V**  
**CRYSTAPHER HAMPTON**

Appeal from a judgment of the Supreme Court, Monroe County (Elma A. Bellini, J.), rendered March 15, 2010. The judgment convicted defendant, upon his plea of guilty, of murder in the second degree.

	KATHLEEN P. REARDON for CRYSTAPHER HAMPTON	10 minutes
	ROBERT J. SHOEMAKER for PEOPLE OF THE STATE OF NEW YORK	10 minutes
691.0 KA 15-01532	<b>PEOPLE</b> V <b>JENISE HADDAD SMITH</b>	
	Appeal, by permission of a Justice of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Oneida County Court (Michael L. Dwyer, J.), dated July 27, 2015. The and order denied the motion of defendant to vacate a judgment of conviction pursuant to CPL 440.10 (1) (h).	
	BRIAN SHIFFRIN for JENISE HADDAD SMITH	10 minutes
	STEVEN G. COX for PEOPLE OF THE STATE OF NEW YORK	10 minutes
692.0 KA 13-02063	<b>PEOPLE</b> V <b>DAKOTA J. LYNN</b>	
	Appeal from a judgment of the Ontario County Court (Frederick G. Reed, A.J.), rendered, rendered October 30, 2013. The judgment convicted defendant, upon her plea of guilty, of falsifying business records in the first degree (two counts) and petit larceny (two counts).	
	JOHN A. CIRANDO for DAKOTA J. LYNN	10 minutes
	BRIAN D. DENNIS for PEOPLE OF THE STATE OF NEW YORK	10 minutes
693.0 CAF 15-00037	<b>In the Matter of</b> <b>HUNTER K.</b>	
	Appeal from an order of the Family Court, Livingston County (Robert B. Wiggins, J.), entered September 23, 2014 in a proceeding pursuant to Family Court Act article 10. The order adjudged that the respondents had neglected the subject children.	
	CHARLES J. GREENBERG for ROBIN K.	5 minutes
	JOHN T. SYLVESTER for LIVINGSTON COUNTY D.S.S.	Submitted
	KIMBERLY WEISBECK, ATTORNEY FOR CHILD	5 minutes
694.0 CAF 15-00233	<b>In the Matter of</b> <b>KEVIN A.B., JR.</b>	
	Appeal from an order of the Family Court, Lewis County (Daniel R. King, J.), entered October 15, 2014 in a proceeding pursuant to Family Court Act article 10. The order, inter alia, determined that respondent had neglected the subject child.	
	SCOTT A. OTIS for DEASIA R.	10 minutes
	MARY M. IOCOVOZZI for LEWIS COUNTY D.S.S.	10 minutes
	KRYSTAL A. RUPERT, ATTORNEY FOR CHILD	10 minutes
695.0 CAF 15-00154	<b>In the Matter of</b> <b>CARTER W.</b>	<b>SETTLED</b>

Appeal from an order of the Family Court, Monroe County (Dandrea L. Ruhlmann, J.), entered January 16, 2015 in a proceeding pursuant to Family Court Act article 10. The order granted supervised visitation to respondent James D.

CAROL LYNN EISENMAN for MONROE COUNTY D.H.S.

DONALD A. WHITE for JAMES D.

RHIAN D. JONES, ATTORNEY FOR CHILD

696.0  
CAF 15-00243

In the Matter of **SETTLED**  
CARTER W.

Appeal from an amended order of the Family Court, Monroe County (Dandrea L. Ruhlmann, J.), entered February 5, 2015 in a proceeding pursuant to Family Court Act article 6. The amended order granted supervised visitation to respondent James D.

CAROL LYNN EISENMAN for MONROE COUNTY D.H.S.

DONALD A. WHITE for JAMES D.

RHIAN D. JONES, ATTORNEY FOR CHILD

697.0  
CAF 15-00717

In the Matter of  
CHRISTINE P.

Appeal from an order of the Family Court, Jefferson County (Peter A. Schwerzmann, A.J.), entered February 25, 2015 in a proceeding pursuant to Family Court Act article 10. The order, among other things, placed respondent under the supervision of petitioner for one year.

LISA DIPOALA HABER for PAUL P.

10 minutes

MICHAEL WERNER for JEFFERSON COUNTY D.S.S.

5 minutes

MELISSA L. KOFFS, ATTORNEY FOR CHILD

Submitted

698.0  
CA 15-01977

**GASPER A. TIRONE**  
V  
**DEBORAH A. BUCZEK**

Appeal from a judgment of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered February 10, 2015. The judgment, inter alia, granted plaintiffs a judgment of foreclosure and sale.

DEBORAH A. BUCZEK for HERSELF

10 minutes

KEVIN M. KEARNEY for GASPER A. TIRONE

10 minutes

700.0  
CA 15-01923

**NANCY ALTIC**  
V  
**BOARD OF EDUCATION**

Appeal from an order and judgment (one paper) of the Supreme Court, Onondaga County (James P. Murphy, J.), entered January 20, 2015. The order and judgment annulled the change by respondents in the prescription drug benefits of petitioners.

CRAIG M. ATLAS for BOARD OF EDUCATION

15 minutes

MATTHEW E. BERGERON for NANCY ALTIC

15 minutes

701.0  
CA 15-00775

**DENISE AMBROSE**  
V  
**JAMES E. BROWN, JR., M.D.**

Appeal and cross appeal from an order of the Supreme Court, Onondaga County (Walter W. Hafner, Jr., A.J.), entered March 12, 2015. The order denied the post-trial motion of defendants Suchitra Kavety, M.D., Jane Fields, C.N.M., and Associates for Women's Medicine to reverse and vacate the court's prior decision granting a mistrial and to reinstate the verdict in favor of defendants.

NANCY MAY-SKINNER for SUCHITRA KAVETY, M.D. 10 minutes

MICHAEL BOTTAR for DENISE AMBROSE 10 minutes

702.0  
CA 15-02040

**BROADWAY WAREHOUSE COMPANY**  
V  
**EMPIRE DIAGNOSTICS, INC.**

Appeals and cross appeals from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered March 30, 2015. The order, among other things, denied in part plaintiff's motion for partial summary judgment.

J. MICHAEL LENNON, II, for BROADWAY WAREHOUSE COMPANY 15 minutes

BRADLEY A. HOPPE for DAVID R. PFALSGRAF, JR. 15 minutes

ANDREW O. MILLER for EMPIRE DIAGNOSTICS, INC. 15 minutes

703.0  
CA 15-02004

**BRITTANY PERKINS**  
V  
**SHARON E. COLOMBO**

Appeal from an order of the Supreme Court, Monroe County (John J. Ark, J.), entered February 10, 2015. The order denied the motion of defendant Corbritt Management Services, Inc., for summary judgment dismissing the complaint.

CHRISTOPHER E. WILKINS for CORBRITT MANAGEMENT SERVICES, INC. 15 minutes

KATHLEEN A. BURR for BRITTANY PERKINS 10 minutes

704.0  
CA 15-00301

**ANTHONY BOTTOM**  
V  
**STATE OF NEW YORK**

Appeal from a judgment of the Court of Claims (Michael E. Hudson, J.), dated January 2, 2015. The judgment denied and dismissed the claim against defendant.

ANTHONY BOTTOM for HIMSELF Submitted

LAURA ETLINGER for STATE OF NEW YORK Submitted

708.1  
CAE 16-01451

**PATRICE ATWOOD**  
V  
**MARKIETH PRIDGEN**

**Appeal from an order of the Supreme Court, Erie County (Tracey A. Bannister, J.), entered August 16, 2016, in a proceeding pursuant to Election Law article 16. The order, insofar as appealed from, granted petitioners default relief against respondents Samuel Davis and Maurice McCray, Erie County Committeemen candidates in Election District Ellicott #23, Lashonda Roach and Willie Braxton, Erie County Committeemen candidates in Election District Fillmore #11, and Dolores Wilkenson and Jimmie Strong, Erie County Committeemen candidates in Election District Masten #33, set aside the designating petitions for said respondents and precluded the names of said respondents from appearing on the ballots for the September 13, 2016 Primary Election.**

**PETER A. REESE for MARKIETH PRODGEN**

**15 minutes**

**JEROME D. SCHAD for PATRICE ATWOOD**

**5 minutes**

**MICHELLE MARIE PARKER for ERIE COUNTY BOARD OF ELECTIONS**

**Submitted**