

DAY CALENDAR
Friday, September 16, 2016 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

838.0
KA 15-00606

PEOPLE
V
MICHAEL TEDESCO, JR.

Appeal from a judgment of the Supreme Court, Erie County (M. William Boller, A.J.), rendered February 20, 2015. The judgment revoked defendant's sentence of probation and imposed a sentence of incarceration.

LYLE T. HAJDU for MICHAEL TEDESCO, JR.

Submitted

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

Submitted

839.0
KA 14-01533

PEOPLE
V
RAYSEAN GOSS

Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered June 24, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree (two counts) and criminally using drug paraphernalia in the second degree (two counts).

CAITLIN M. CONNELLY for RAYSEAN GOSS

5 minutes

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

5 minutes

840.0
KA 13-00938

PEOPLE
V
EDUARDO HERNANDEZ, JR.

Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered March 19, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

KIMBERLY F. DUGUAY for EDUARDO HERNANDEZ, JR.

Submitted

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

Submitted

841.0
KA 14-00517

PEOPLE
V
DEBORAH KLUSS

Appeal from a judgment of the Yates County Court (W. Patrick Falvey, J.), rendered November 19, 2013. The judgment convicted defendant, upon a jury verdict, of offering a false instrument for filing in the first degree and welfare fraud in the fifth degree.

CARA A. WALDMAN for DEBORAH KLUSS

10 minutes

VALERIE G. GARDNER for PEOPLE OF THE STATE OF NEW YORK

Submitted

842.0
KA 10-01942

PEOPLE
V
DWAYNE D. GARCIA

Appeal from a judgment of the Supreme Court, Monroe County (Daniel J. Doyle, J.), rendered September 7, 2010. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.

KIMBERLY J. CZAPRANSKI for DWAYNE D. GARCIA

10 minutes

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK

10 minutes

844.0
KA 15-00045

PEOPLE
V
TYRIEK A. JOHNSON

Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered September 29, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree and criminal possession of a controlled substance in the fifth degree.

ALAN WILLIAMS for TYRIEK A. JOHNSON

15 minutes

KATHERINE K. BOGAN for PEOPLE OF THE STATE OF NEW YORK

Submitted

845.0
KA 15-01171

PEOPLE
V
LATEEK NEWTON

Appeal from a judgment of the Wyoming County Court (Michael M. Mohun, J.), rendered November 19, 2014. The judgment convicted defendant, upon his plea of guilty, of attempted promoting prison contraband in the first degree.

LYLE T. HAJDU for LATEEK NEWTON

5 minutes

ERIC R. SCHIENER for PEOPLE OF THE STATE OF NEW YORK

Submitted

846.0
KA 14-01525

PEOPLE
V
ANTONIO PACE

Appeal from a judgment of the Supreme Court, Erie County (Penny M. Wolfgang, J.), rendered July 16, 2014. 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.

BENJAMIN L. NELSON for ANTONIO PACE

10 minutes

TIMOTHY J. GARVIN for PEOPLE OF THE STATE OF NEW YORK

10 minutes

847.0
CAF 14-02250

ASHLEY FINZER
V
GEORGE MANNING

Appeal from an order of the Family Court, Orleans County (James P. Punch, J.), entered November 25, 2014 in proceedings pursuant to Family Court Act article 8. The order, among other things, placed respondent on probation for one year.

PATRICIA M. MCGRATH for GEORGE MANNING

Submitted

BRENDA CAMPBELL for ASHLEY FINZER

Submitted

848.0
CAF 14-01949

YVETTE NOBLE
V
TROY PARIS

Appeal from an order of the Family Court, Onondaga County (Michael L. Hanuszczak, J.), entered October 6, 2014 in a proceeding pursuant to Family Court Act article 6. The order granted respondent's motion to dismiss the petition.

JOHN A. CIRANDO for YVETTE NOBLE 10 minutes

LISA H. BLITMAN for TROY PARIS 10 minutes

SUSAN B. MARRIS, ATTORNEY FOR CHILD 5 minutes

849.0
CAF 14-02047

JACKIE L. MICKLE
V
MICHAEL P. MICKLE

Appeal from an order of the Family Court, Allegany County (Thomas P. Brown, J.), entered October 14, 2014 in a proceeding pursuant to Family Court Act article 6. The order, inter alia, awarded sole custody of the children to respondent.

ROY G. FRANKS for JACKIE L. MICKLE 10 minutes

ROBERT E. MOUNTAIN, JR., for MICHAEL P. MICKLE Submitted

DAVID E. CODDINGTON, ATTORNEY FOR CHILD 5 minutes

850.0
CA 15-01585

CLAUDETTE E. STRUZI
V
GLADYS FULLINGTON

Appeal from an order of the Supreme Court, Erie County (Christopher J. Burns, J.), entered April 27, 2015. The order granted the motion of defendants Gladys Fullington and Bryant L. Fullington for summary judgment dismissing the complaint.

STEPHEN R. FOLEY for CLAUDETTE E. STRUZI 15 minutes

NORMAN E.S. GREENE for GLADYS FULLINGTON 15 minutes

851.0
CA 15-01617

BONNY J. MOMBREA
V
DANNY R. LAIRD

Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered July 22, 2014. The order, insofar as appealed from, denied the cross motion of plaintiffs for summary judgment on defendants' counterclaim.

STEPHEN BOYD for BONNY J. MOMBREA 10 minutes

HENRY A. ZOMERFELD for DANNY R. LAIRD 10 minutes

852.0
CA 15-00121

MANFRED SACHS
V
STATE OF NEW YORK

Appeal from a judgment of the Court of Claims (Michael E. Hudson, J.), entered November 21, 2014. The judgment dismissed the claim against defendant.

MANFRED SACHS for HIMSELF Submitted

LAURA ETLINGER for STATE OF NEW YORK Submitted

853.0
CA 15-02085

PATRICIA FARRAUTO
V
THE BON-TON DEPARTMENT STORES, INC.

Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered October 14, 2015. The order denied the motion of defendant for summary judgment dismissing the complaint.

AIMEE LAFEVER KOCH for THE BON-TON DEPARTMENT STORES, INC. 15 minutes

TODD M. SCHIFFMACHER for PATRICIA FARRAUTO 5 minutes

854.0
CA 15-01910

MIDLAND FUNDING, LLC **SETTLED**
V
GLIEE GUNSALIS

Appeal from an order of the Supreme Court, Ontario County (Frederick G. Reed, A.J.), entered August 5, 2015. The order denied the motion of defendant for summary judgment.

DAVID KAPLAN for GLIEE GUNSALIS

RONALD J. FERRARO for MIDLAND FUNDING, LLC

855.0
CA 15-01911

PORTFOLIO RECOVERY ASSOCIATES, LLC **SETTLED**
V
SHELLY FIUMANO

Appeal from an order of the Supreme Court, Ontario County (Frederick G. Reed, A.J.), entered August 5, 2015. The order denied the motion of defendant for summary judgment.

DAVID KAPLAN for SHELLY FIUMANO

VALERIE WATTS for PORTFOLIO RECOVERY ASSOCIATES, LLC

856.0
CA 15-01956

JANE FIXTER
V
COUNTY OF LIVINGSTON

Appeal from an order of the Supreme Court, Livingston County (Evelyn Frazee, J.), entered March 11, 2015. The order granted the motion of defendants County of Livingston, Livingston County Probation Department and Livingston County Sheriff Department to dismiss the complaint and dismissed the complaint against those defendants.

JANE FIXTER for HERSELF 10 minutes

MICHAEL P. MCCLAREN for COUNTY OF LIVINGSTON 10 minutes

857.0
CA 15-01921

ALEX C. MILLER **SETTLED**
V
KIRK HOWARD

Appeal from an order of the Supreme Court, Cattaraugus County (Paula L. Feroleto, J.), entered January 26, 2015. The order, among other things, denied in part the motion of defendant Amore's Used Cars & Repairs, Inc. seeking to compel plaintiff to respond to its Notice to Admit.

WILLIAM K. KENNEDY for AMORE'S USED CARS & REPAIRS, INC.

CAREY C. BEYER for ALEX C. MILLER