

DAY CALENDAR
Tuesday, September 12, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

1057.0
KA 14-00826

PEOPLE
V
ROBERT J. MASTOWSKI

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered January 6, 2014. The judgment convicted defendant, upon a jury verdict, of vehicular manslaughter in the first degree and driving while intoxicated, a class E felony (two counts).

DAVID R. JUERGENS for ROBERT J. MASTOWSKI 10 minutes

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

1058.0
KA 15-00214

PEOPLE
V
DANTE TAYLOR

Appeal from a judgment of the Wayne County Court (Daniel G. Barrett, J.), rendered November 20, 2014. The judgment convicted defendant, upon a jury verdict, of murder in the first degree (four counts), burglary in the first degree (two counts) and arson in the second degree.

DAVID M. ABBATOY, JR., for DANTE TAYLOR 10 minutes

WENDY EVANS LEHMANN for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1059.0
KA 14-01861

PEOPLE
V
SHARIFF JONES

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered October 10, 2014. The judgment convicted defendant, upon a jury verdict, of criminal possession of a forged instrument in the second degree.

PIOTR BANASIAK for SHARIFF JONES 10 minutes

VICTORIA M. WHITE for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1060.0
KA 14-00409

PEOPLE
V
RAFAEL VADELL

Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered December 17, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree (two counts).

CATHERINE H. JOSH for RAFAEL VADELL 10 minutes

SCOTT MYLES for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1061.0
KA 17-00531

PEOPLE
V
ADAM PURDY

Appeal from a judgment of the Wayne County Court (Dennis M. Kehoe, J.), rendered January 24, 2014. The judgment convicted defendant, upon a jury verdict, of burglary in the second degree and grand larceny in the second degree.

JONATHAN I. EDELSTEIN for ADAM PURDY 15 minutes

WENDY EVANS LEHMANN for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1062.0
KA 15-01494

PEOPLE
V
ARTHUR HAILEY

Appeal from a judgment of the Supreme Court, Erie County (Christopher J. Burns, J.), rendered August 26, 2015. The judgment convicted defendant, upon a nonjury verdict, of attempted robbery in the second degree.

ROBERT L. KEMP for ARTHUR HAILEY 10 minutes

JULIE BENDER FISKE for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1063.0
KA 13-00303

PEOPLE
V
PRESTON CARTER

Appeal from a judgment of the Monroe County Court (Frank P. Geraci, J.), rendered November 28, 2012. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.

KATHLEEN P. REARDON for PRESTON CARTER 10 minutes

DANIEL A. GROSS for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1064.0
CAF 16-00498

JAMAR MCDUFFIE
V
SHONTEA REDDICK

Appeal from an order of the Family Court, Erie County (Mary G. Carney, J.), entered February 26, 2016, in a proceeding pursuant to Family Court Act article 6. The order, among other things, adjudged that the parties shall have joint custody of the subject child and designated respondent the primary residential custodian.

WILLIAM D. BRODERICK, JR., for JAMAR MCDUFFIE 10 minutes

SHONTEA REDDICK for HERSELF Submitted

RONALD M. CINELLI, ATTORNEY FOR CHILD 10 minutes

1065.0
CAF 16-01184

In the Matter of
VALENTINA M. S.

Appeal from a decision and order of the Family Court, Livingston County (Robert B. Wiggins, J.), entered May 20, 2016, in a proceeding pursuant to Family Court Act, article 10. The decision and order, inter alia, terminated the parental rights of respondent.

NATHAN A. VAN LOON for DARRELL W. 10 minutes

JENNIFER M. NOTO for LIVINGSTON CO. DEPT. OF SOCIAL SERVICES 10 minutes

SARA E. ROOK, ATTORNEY FOR CHILD 5 minutes

1066.0
CAF 16-01199

In the Matter of
VALENTINA M. S.

Appeal from an addendum of the Family Court, Livingston County (Robert B. Wiggins, J.), entered June 13, 2016, in a proceeding pursuant to Family Court Act, article 10. The addendum clarified an order entered May 20, 2016.

NATHAN A. VAN LOON for DARRELL W. Submitted

JOHN T. SYLVESTER for LIVINGSTON CO. DEPT. OF SOCIAL SERVICES Submitted

SARA E. ROOK, ATTORNEY FOR CHILD Submitted

1067.0
CAF 16-00805

KEVIN DRAKE
V
TERRI CARPENTER

Appeal from an order of the Family Court, Erie County (Mary G. Carney, J.), entered April 26, 2016 in a proceeding pursuant to Family Court Act article 6. The order denied the petition in its entirety

BERNADETTE HOPPE for KEVIN DRAKE Submitted

WILLIAM D. BRODERICK, JR., for TERRI CARPENTER 10 minutes

LEIGH E. ANDERSON, ATTORNEY FOR CHILD 5 minutes

1068.0
CAF 16-00148

In the Matter of
BRYAN O.

Appeal from an order of the Family Court, Erie County (Margaret O. Szczur, J.), entered December 29, 2015 in a proceeding pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent neglected subject child Bryan O.

DEBORAH J. SCINTA for ZABIULLAH O. 5 minutes

JAMES HARMON for ERIE COUNTY DSS 5 minutes

MINDY LYNN MARRANCA, ATTORNEY FOR CHILD 5 minutes

1069.0
CAF 16-00428

ERIC BURK
V
SABRINA TRENTO

Appeal from an order of the Family Court, Oneida County (Julia M. Brouillette, J.), entered September 30, 2015 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded Eric Burk sole custody of the subject child.

PAUL M. DEEP for SABRINA TRENTO 5 minutes

PAUL SKAVINA for ERIC BURK 5 minutes

1070.0
CA 17-00224

LAPC LOFTS, LLC
V
CITY OF BUFFALO DEPARTMENT OF ASSESSMENT

Appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered October 12, 2016. The order denied the CPLR article 78 petition.

JOHN KENNEDY ROTTARIS for LAPC LOFTS, LLC 15 minutes

MELISSA SANCHEZ-FERNANDEZ for CITY OF BUFFALO DEPT. OF ASSESSMENT 15 minutes

	JAMES P. BLENK for COUNTY OF ERIE	10 minutes
1071.0 CA 17-00316	CURTIS L. MILLER V SNORAC, LLC	
	Appeal from a decision, judgment and order of the Supreme Court, Monroe County (John J. Ark, J.), entered April 19, 2016. The decision, judgment and order dismissed the complaint against defendant Snorac, LLC, d/b/a Enterprise Rent-A-Car.	
	RICHARD P. AMICO for CURTIS L. MILLER	15 minutes
	SUSAN PHILLIPS READ for SNORAC, LLC	15 minutes
1072.0 TP 17-00329	BUFFALO TEACHERS FEDERATION, INC. V NYS PUBLIC EMPLOYMENT RELATIONS BD.	
	Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by an order of the Supreme Court, Erie County [Tracy A. Bannister, J.], entered February 14, 2017) to review a determination of respondent New York State Public Employment Relations Board. The determination, among other things, partially reversed the determination of the Administrative Law Judge.	
	TIMOTHY CONNICK for BUFFALO TEACHERS FEDERATION, INC.	15 minutes
	BETHANY CENTRONE for BUFFALO CITY SCHOOL DISTRICT	15 minutes
	ELLEN M. MITCHELL for NYS PUBLIC EMPLOYMENT RELATIONS BD.	10 minutes
1073.0 CA 16-02309	TIMOTHY C. HEWITT V COUNTY OF CHAUTAUQUA	
	Appeal from an order of the Supreme Court, Chautauqua County (Frank A. Sedita, III, J.), entered September 8, 2016. The order granted defendants' motions for summary judgment dismissing plaintiff's complaint.	
	TIMOTHY C. HEWITT for HIMSELF	10 minutes
	MICHAEL P. MCCLAREN for COUNTY OF CHAUTAUQUA	10 minutes
	NORMAN E.S. GREENE for RAYMOND R. WHITACRE	15 minutes
1074.0 CA 16-02202	JOHN J. DECARR V ZONING BOARD OF APPEALS TOWN OF VERONA	
	Appeal from an order and judgment of the Supreme Court, Oneida County (Norman I. Siegel, J.), entered September 2, 2016. The order and judgment denied the request for petitioners to file an amended CPLR article 78 petition and dismissed the CPLR article 78 petition.	
	ANDREW J. CAMPANELLI for JOHN J. DECARR	Submitted
	J. MICHAEL NAUGHTON for UPSTATE CELLULAR PARTNERSHIP	Submitted
	VINCENT J. ROSSI, JR., for ZONING BD. OF APPEALS TOWN OF VERONA	Submitted
	JOHN STOCKLI for EVOLUTION SITE SERVICES, LLC	Submitted

1075.0
CA 17-00526

**In the Matter of Arbitration Between
WILLIAM SCHIFERLE
(CAPITAL FENCE CO., INC.)**

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered August 29, 2016. The order, among other things, denied plaintiff's motion to vacate and/or modify an arbitration award.

MICHAEL E. FERDMAN for WILLIAM SCHIFERLE 10 minutes

JON F. MINEAR for CAPITAL FENCE CO., INC. 15 minutes

1076.0
CA 16-02308

**BASIL SZLAPAK
V
NEW YORK STATE DIVISION OF HUMAN RIGHTS**

Appeal from a decision and order of the Supreme Court, Erie County (John L. Michalski, J.), entered March 7, 2016. The decision and order denied the petition.

LINDY KORN for BASIL SZLAPAK 10 minutes

ERIC J. PELTON for FORD MOTOR COMPANY 10 minutes

MARILYN BALCACER for NEW YORK STATE DIVISION OF HUMAN RIGHTS Submitted

1077.0
CA 17-00383

**LINDA SNYDER
V
BERNARD W. ASHER, M.D.**

Appeal from an order of the Supreme Court, Genesee County (Emilio L. Colaiaacovo, J.), entered October 28, 2016. The order, insofar as appealed from, granted the motion to compel plaintiff to provide unlimited authorizations for primary care, Social Security Disability and pharmaceutical records.

DEANNA D. RUSSELL for LINDA SNYDER 10 minutes

WILLIAM KALISH for BERNARD W. ASHER, M.D. 10 minutes