

August 26, 2010

**MOTIONS**

3                    Mo. No. 2010-836  
The People &c.,  
                    Respondent,  
                    v.  
Emar Abrams,  
                    Appellant.

Motion for assignment of counsel  
granted and Mitchell S. Kessler, Esq.,  
63 Pike Creek Drive, Cohoes, NY 12047  
assigned as counsel to the appellant  
on the appeal herein.

1                    Mo. No. 2010-742  
The People &c.,  
                    Respondent,  
                    v.  
Allen Albergotti,  
                    Appellant.

Motion for assignment of counsel  
granted and Robert S. Dean, Esq.,  
Center for Appellate Litigation, 74  
Trinity Place, 11th Floor, New York,  
NY 10006 assigned as counsel to the  
appellant on the appeal herein.

2                    Mo. No. 2010-738  
The People &c.,  
                    Respondent,  
                    v.  
Tremaine Alexander,  
                    Appellant.

Motion for an extension of the time  
within which to apply for permission  
to appeal pursuant to CPL 460.20  
denied as unnecessary and motion  
papers treated as a timely CPL 460.20  
application.

2                    Mo. No. 2010-821  
The People &c.,  
                    Respondent,  
                    v.  
Lamont Beasley,  
                    Appellant.

Motion for assignment of counsel  
granted only to the extent that Jeremy  
Gutman, Esq., 233 Broadway, Suite  
2707, New York, NY 10279 is assigned  
without fee to represent appellant on  
the appeal herein. Counsel may,  
however, apply for reimbursement of  
necessary disbursements incurred in  
connection with the assignment.

1                   Mo. No. 2010-751  
The People &c.,  
                    Respondent,  
                    v.  
Maurice Benston,  
                    Appellant.

Motion for assignment of counsel  
granted and Steven Banks, Esq., The  
Legal Aid Society, 199 Water Street,  
New York, NY 10038 assigned as counsel  
to the appellant on the appeal herein.

1                   Mo. No. 2010-776  
The People &c.,  
                    Respondent,  
                    v.  
Ernest Brannon,  
                    Appellant.

Motion for assignment of counsel  
granted and Steven Banks, Esq., The  
Legal Aid Society, 199 Water Street,  
New York, NY 10038 assigned as counsel  
to the appellant on the appeal herein.

2                   Mo. No. 2010-848  
The People &c.,  
                    Respondent,  
                    v.  
Raymond Brun,  
                    Appellant.

Motion for assignment of counsel  
granted and Norman Trabulus, Esq., 345  
7th Avenue, 21st Floor, New York, NY  
10001 assigned as counsel to the  
appellant on the appeal herein.

2                   Mo. No. 2010-939  
The People &c.,  
                    Respondent,  
                    v.  
Christian Bueno,  
                    Appellant.

Motion for assignment of counsel  
granted and Lynn W. L. Fahey, Esq.,  
Appellate Advocates, 2 Rector Street,  
10th Floor, New York, NY 10006  
assigned as counsel to the appellant  
on the appeal herein.

1                   Mo. No. 2010-940  
In the Matter of Oscar Cintron,  
                    Appellant,  
                    v.  
Judith A. Calogero, as  
Commissioner of the Division of  
Housing and Community Renewal of  
the State of New York,  
                    Respondent.

Motion by Met Council, Inc. for leave  
to appear amicus curiae on the appeal  
herein granted only to the extent that  
the proposed brief is accepted as  
filed. Two copies of the brief must  
be served and 24 copies filed within  
seven days.

4                   Mo. No. 2010-740  
The People &c.,  
                  Appellant,  
                  v.  
Raymond Clyde,  
                  Respondent.

Motion for assignment of counsel granted and David P. Elkovitch, Esq., 199 Genesee Street, Auburn, NY 13021 assigned as counsel to the respondent on the appeal herein.

                  Mo. No. 2010-928  
The People &c.,  
                  Respondent,  
                  v.  
Alexander G. Crampe,  
                  Appellant.

Motion for assignment of counsel granted and Robert C. Mitchell, Esq., Legal Aid Society of Suffolk County, Inc., Arthur M. Cromarty Court Complex, 300 Center Drive, PO Box 1697, Riverhead, NY 11901 assigned as counsel to the appellant on the appeal herein.

1                   Mo. No. 2010-782  
The People &c.,  
                  Respondent,  
                  v.  
Jose Fernandez,  
                  Appellant.

Motion for assignment of counsel granted and Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, NY 10006 assigned as counsel to the appellant on the appeal herein.

1                   Mo. No. 2010-855  
The People &c.,  
                  Respondent,  
                  v.  
Rodriguece Garcia, a/k/a  
Carlos Rodriguez,  
                  Appellant.

Motion for assignment of counsel granted and Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, NY 10007 assigned as counsel to the appellant on the appeal herein.

4                   Mo. No. 2010-993  
The People &c.,  
                  Respondent,  
                  v.  
Jeffrey D. Gibson,  
                  Appellant.

Motion for assignment of counsel granted and David C. Schopp, Esq., The Legal Aid Bureau of Buffalo, Inc., 237 Main Street, Suite 1602, Buffalo, NY 14203 assigned as counsel to the appellant on the appeal herein.

4                   Mo. No. 2010-954  
Griffith Oil Company, Inc., Big  
Flats Realty, Inc., and E.  
Phillip Saunders, as Trustee,  
                    Respondents,  
                    v.  
National Union Fire Insurance  
Company of Pittsburgh, PA.,  
                    Appellant,  
et al.,  
                    Defendants.

Motion by Complex Insurance Claims  
Litigation Association for leave to  
file a brief amicus curiae on the  
appeal herein granted and the proposed  
brief is accepted as filed. Two  
copies of the brief must be served and  
24 copies filed within seven days.

1                   Mo. No. 2010-878  
In the Matter of Sylvie Grimm,  
                    Respondent,  
                    v.  
State of New York Division of  
Housing and Community Renewal  
Office of Rent Administration,  
                    Appellant,  
151 Owners Corp.,  
                    Intervenor-Appellant.

Motion by Rent Stabilization  
Association of New York City, Inc. for  
leave to appear amicus curiae on the  
appeal herein granted only to the  
extent that the proposed brief is  
accepted as filed. Two copies of the  
brief must be served and 24 copies  
filed within seven days.

1                   Mo. No. 2010-901  
In the Matter of Sylvie Grimm,  
                    Respondent,  
                    v.  
State of New York Division of  
Housing and Community Renewal  
Office of Rent Administration,  
                    Appellant,  
151 Owners Corp.,  
                    Intervenor-Appellant.

Motion by Community Housing  
Improvement Program of New York, Inc.  
for leave to appear amicus curiae on  
the appeal herein granted only to the  
extent that the proposed brief is  
accepted as filed. Two copies of the  
brief must be served and 24 copies  
filed within seven days.

1                   Mo. No. 2010-786  
The People &c.,  
                    Respondent,  
                    v.  
Kenneth Hayes,  
                    Appellant.

Motion for assignment of counsel  
granted and Steven Banks, Esq., The  
Legal Aid Society, 199 Water Street,  
New York, NY 10038 assigned as counsel  
to the appellant on the appeal herein.

4                   Mo. No. 2010-966  
The People &c.,  
                    Respondent,  
                    v.  
Gregory Hill,  
                    Appellant.

Motion for assignment of counsel granted and David C. Schopp, Esq., The Legal Aid Bureau of Buffalo, Inc., 237 Main Street, Suite 1602, Buffalo, NY 14203 assigned as counsel to the appellant on the appeal herein.

2                   Mo. No. 2010-838  
In the Matter of Kathleen K.  
(Anonymous).

Motion for poor person relief granted.

Suffolk County Department of  
Social Services,  
                    Respondent;  
Steven K. (Anonymous),  
                    Appellant.  
(And Another Proceeding.)

                    Mo. No. 2010-911  
Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,  
                    Appellant,  
                    v.  
KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,  
                    Respondents,  
Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,  
                    Defendants.

Motion by Professor William Wilson Bratton et al. for leave to appear amici curiae on consideration of the certified questions herein granted only to the extent that the proposed brief is accepted as filed. Two copies of the brief must be served and 24 copies filed within seven days.

Mo. No. 2010-913

Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,  
Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,  
Defendants.

Motion by Anthony Paduano for leave to  
appear amicus curiae on consideration  
of the certified questions herein  
granted only to the extent that the  
proposed brief is accepted as filed.  
Two copies of the brief must be served  
and 24 copies filed within seven days.

Mo. No. 2010-914

Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,  
Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,

Defendants.

Motion by DRI - The Voice of the  
Defense Bar for leave to file a brief  
amicus curiae on consideration of the  
certified questions herein granted and  
the proposed brief is accepted as  
filed. Two copies of the brief must  
be served and 24 copies filed within  
seven days.

Mo. No. 2010-925

Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,  
Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,

Defendants.

Motion by Professor M. Todd Henderson  
for leave to file a brief amicus  
curiae on consideration of the  
certified questions herein granted and  
the proposed brief is accepted as  
filed. Three copies of the brief must  
be served and an original and 24  
copies filed within seven days.



Mo. No. 2010-926  
Teachers' Retirement System of  
Louisiana and City of New Orleans  
Employees' Retirement System,  
derivatively on behalf of nominal  
defendant American International  
Group, Inc.,

Appellants,

v.

PricewaterhouseCoopers LLP,  
Respondent.

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Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,

Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,

Defendants.

Motion by American Institute of  
Certified Public Accountants et al.  
for leave to file a brief amici curiae  
on consideration of the certified  
questions herein granted and the  
proposed brief is accepted as filed.  
Two copies of the brief must be served  
and 24 copies filed within seven days.

Mo. No. 2010-927

Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,  
Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,

Defendants.

Motion by Securities Industry and  
Financial Markets Association for  
leave to appear amicus curiae on  
consideration of the certified  
questions herein granted only to the  
extent that the proposed brief is  
accepted as filed. Two copies of the  
brief must be served and 24 copies  
filed within seven days.

Mo. No. 2010-934

Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,  
Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,

Defendants.

Motion by National Association of  
Bankruptcy Trustees for leave to file  
a brief amicus curiae on consideration  
of the certified questions herein  
granted and the proposed brief is  
accepted as filed. Two copies of the  
brief must be served and 24 copies  
filed within seven days.

Mo. No. 2010-941  
Teachers' Retirement System of  
Louisiana and City of New Orleans  
Employees' Retirement System,  
derivatively on behalf of nominal  
defendant American International  
Group, Inc.,

Appellants,

v.

PricewaterhouseCoopers LLP,  
Respondent.

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Marc S. Kirschner, as Trustee of  
the Refco Litigation Trust,

Appellant,

v.

KPMG LLP, Grant Thornton LLP,  
Mayer Brown LLP, Ingram Micro  
Inc., CIM Ventures Inc., William  
T. Pigott, Mayer Brown  
International LLP,  
PricewaterhouseCoopers LLP,  
Liberty Corner Capital  
Strategies, LLC, Banc of America  
Securities, LLC, Credit Suisse  
Securities (USA) LLC, and  
Deutsche Bank Securities, Inc.,

Respondents,

Beckenham Trading Company, Inc.,  
Andrew Krieger, Ernst & Young  
LLP, Tone N. Grant, Robert C.  
Trosten, Refco Group Holdings,  
Inc., Phillip R. Bennett, Santo  
C. Maggio, EMF Financial  
Products, Delta Flyer Fund, LLC,  
and Eric M. Flanagan,

Defendants.

3 Mo. No. 2010-812

The People &c.,

Respondent,

v.

Alicia Lewie,

Appellant.

Motion by The Center for Audit Quality  
for leave to file a brief amicus  
curiae on consideration of the  
certified questions herein granted and  
the proposed brief is accepted as  
filed. Two copies of the brief must  
be served and 24 copies filed within  
seven days.

Motion for assignment of counsel  
granted and Matthew C. Hug, Esq.,  
Rensselaer Technology Park, 105 Jordan  
Road, Troy, NY 12180 assigned as  
counsel to the appellant on the appeal  
herein.

2                   Mo. No. 2010-763  
The People &c.,  
                    Respondent,  
                    v.  
Roy Martin, a/k/a  
Reality Martin,  
                    Appellant.

Motion for assignment of counsel  
granted and Lynn W. L. Fahey, Esq.,  
Appellate Advocates, 2 Rector Street,  
10th Floor, New York, NY 10006  
assigned as counsel to the appellant  
on the appeal herein.

1                   Mo. No. 2010-898  
The People &c.,  
                    Respondent,  
                    v.  
Juan Medina,  
                    Appellant.

Motion for assignment of counsel  
granted and Steven Banks, Esq., The  
Legal Aid Society, 199 Water Street,  
New York, NY 10038 assigned as counsel  
to the appellant on the appeal herein.

4                   Mo. No. 2010-942  
In the Matter of Robert P.  
Meegan, Jr., &c. et al.,  
                    Respondents,  
                    v.  
Byron W. Brown, &c., et al.,  
                    Appellants.

Motion by New York State School Boards  
Association for leave to file a brief  
amicus curiae on the appeal herein  
granted and the proposed brief is  
accepted as filed. Two copies of the  
brief must be served and 24 copies  
filed within seven days.

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In the Matter of Joseph E. Foley,  
&c. et al.,  
                    Respondents,  
                    v.  
Byron W. Brown, &c., et al.,  
                    Appellants.

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Buffalo Teachers Federation,  
Inc., et al.,  
                    Respondents,  
                    v.  
Buffalo Board of Education for  
City School District of City of  
Buffalo et al.,  
                    Appellants.

1                   Mo. No. 2010-770  
The People &c.,  
                    Respondent,  
                    v.  
Pedro Melendez,  
                    Appellant.

Motion for assignment of counsel  
granted and Richard M. Greenberg,  
Esq., Office of the Appellate  
Defender, 11 Park Place, Suite 1601,  
New York, NY 10007 assigned as counsel  
to the appellant on the appeal herein.

3                   Mo. No. 2010-874  
In the Matter of New York Charter  
School Association  
et al.,  
                    Respondents,  
                    v.  
M. Patricia Smith, as  
Commissioner of Labor,  
                    Appellant.

Motion by New York State United  
Teachers for leave to file a brief  
amicus curiae on the appeal herein  
granted and the proposed brief is  
accepted as filed. Three copies of  
the brief must be served and an  
original and 24 copies filed within  
seven days.

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In the Matter of Foundation for a  
Greater Opportunity et al.,  
                    Respondents,  
                    v.  
M. Patricia Smith, as  
Commissioner of Labor et al.,  
                    Appellants.

Motion by New York City Charter School  
Center for leave to appear amicus  
curiae on the appeal herein granted  
only to the extent that the proposed  
brief is accepted as filed. Two  
copies of the brief must be served and  
24 copies filed within seven days.

3                   Mo. No. 2010-900  
In the Matter of New York Charter  
School Association  
et al.,  
                    Respondents,  
                    v.  
M. Patricia Smith, as  
Commissioner of Labor,  
                    Appellant.

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In the Matter of Foundation for a  
Greater Opportunity et al.,  
                    Respondents,  
                    v.  
M. Patricia Smith, as  
Commissioner of Labor et al.,  
                    Appellants.

2                   Mo. No. 2010-981  
The People &c.,  
                    Respondent,  
                    v.  
Dean Pacquette,  
                    Appellant.

Motion for assignment of counsel  
granted and Lynn W. L. Fahey, Esq.,  
Appellate Advocates, 2 Rector Street,  
10th Floor, New York, NY 10006  
assigned as counsel to the appellant  
on the appeal herein.

2                   Mo. No. 2010-983  
The People &c.,  
                    Respondent,  
                    v.  
John Parisi,  
                    Appellant.

Motion for assignment of counsel  
granted and Robert C. Mitchell, Esq.,  
Legal Aid Society of Suffolk County,  
Inc., Arthur M. Cromarty Court  
Complex, 300 Center Drive, PO Box  
1697, Riverhead, NY 11901 assigned as  
counsel to the appellant on the appeal  
herein.

1                   Mo. No. 2010-957  
The People &c.,  
                    Respondent,  
                    v.  
Ermal Qoshja,  
                    Appellant.

Motion for assignment of counsel  
granted and Richard M. Greenberg,  
Esq., Office of the Appellate  
Defender, 11 Park Place, Suite 1601,  
New York, NY 10007 assigned as counsel  
to the appellant on the appeal herein.

                    Mo. No. 2010-734  
The People &c.,  
                    Respondent,  
                    v.  
Fletcher B. Quiller,  
                    Appellant.

Motion for an extension of the time  
within which to apply for permission  
to appeal pursuant to CPL 460.20  
granted and motion papers treated as a  
timely CPL 460.20 application.

Mo. No. 2010-668  
Kim Ragland,  
Appellant,  
v.  
J.F. Bellnier, &c.,  
Respondent.

Motion to vacate this Court's May 7, 2010 dismissal order granted. On the Court's own motion, appeal transferred, without costs, to the Appellate Division, Third Department, upon the ground that a direct appeal does not lie when questions other than the constitutional validity of a statutory provision are involved (NY Const, art VI, §§ 3[b][2], 5[b]; CPLR 5601[b][2]).

1 Mo. No. 2010-854  
The People &c.,  
Appellant,  
v.  
Carlos Reyes,  
Respondent.

Motion for assignment of counsel granted and Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, NY 10007 assigned as counsel to the respondent on the appeal herein.

1 Mo. No. 2010-806  
The People &c.,  
Respondent,  
v.  
Jose Rivera,  
Appellant.

Motion for assignment of counsel granted and Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, NY 10006 assigned as counsel to the appellant on the appeal herein.

3 Mo. No. 2010-837  
The People &c.,  
Respondent,  
v.  
Terrance D. Robinson,  
Appellant.

Motion for assignment of counsel granted and Bruce E. Knoll, Esq., PO Box 2072, Empire State Plaza Station, Albany, NY 12220 assigned as counsel to the appellant on the appeal herein.



Mo. No. 2010-760  
The People &c.,  
Respondent,  
v.  
Darryl Robinson,  
Appellant.

Motion for an extension of the time within which to apply for permission to appeal pursuant to CPL 460.20 granted and motion papers treated as a timely CPL 460.20 application.

1 Mo. No. 2010-987  
The People &c.,  
Respondent,  
v.  
Isidro Rodriguez,  
Appellant.

Motion for assignment of counsel granted and Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, NY 10007 assigned as counsel to the appellant on the appeal herein.

1 Mo. No. 2010-785  
The People &c.,  
Respondent,  
v.  
Kenneth Stepter,  
Appellant.

Motion for an order pursuant to CPLR 1012(b)(2) permitting movant City of New York to file a brief and participate in the appeal granted in each respect.

1 Mo. No. 2010-783  
The People &c.,  
Respondent,  
v.  
Bruce Sweeper,  
Appellant.

Motion for assignment of counsel granted and Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, NY 10006 assigned as counsel to the appellant on the appeal herein.

1 Mo. No. 2010-858  
The People &c.,  
Respondent,  
v.  
Daniel Thomas,  
Appellant.

Motion for assignment of counsel granted and Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, NY 10007 assigned as counsel to the appellant on the appeal herein.

2                   Mo. No. 2010-778  
The People &c.,  
                    Respondent,  
                    v.  
Michael D. Wesley,  
                    Appellant.

Motion for an extension of the time  
within which to apply for permission  
to appeal pursuant to CPL 460.20  
granted and motion papers treated as a  
timely CPL 460.20 application.

2                   Mo. No. 2010-915  
The People &c.,  
                    Respondent,  
                    v.  
Blake Wingate,  
                    Appellant.

Motion for assignment of counsel  
granted and Lynn W. L. Fahey, Esq.,  
Appellate Advocates, 2 Rector Street,  
10th Floor, New York, NY 10006  
assigned as counsel to the appellant  
on the appeal herein.