

NOVEMBER 20, 2007

CASES

2 No. 143
Congregation Yetev Lev D'Satmar
of Kiryas Joel, Inc., et al.,
 Respondents-Appellants,
 v.
Congregation Yetev Lev D'Satmar,
Inc., &c,
 Appellant-Respondent,
Congregation Yetev Lev D'Satmar,
Inc., et al.,
 Respondents,
et al.,
 Defendants.

Order affirmed, with costs, and certified
question not answered upon the ground that
it is unnecessary.
Opinion by Judge Pigott.
Chief Judge Kaye and Judges Ciparick,
Graffeo, Read and Smith concur.
Judge Jones took no part.

2 No. 142
In the Matter of Congregation
Yetev Lev D'Satmar, Inc., et al.,
 Appellants,
 v.
Jacob (Jeno)(Yaakov) Kahana,
et al.,
 Respondents.

Order affirmed, with costs, and certified
question not answered upon the ground that
it is unnecessary.
Opinion by Judge Pigott.
Chief Judge Kaye and Judges Ciparick,
Graffeo and Read concur.
Judge Smith dissents in an opinion.
Judge Jones took no part.

Congregation Yetev Lev D'Satmar,
Inc., et al.,
 Appellants,
 v.
26 Adar N.B. Corp., et al.,
 Respondents.

No. 145
The People &c.,
Respondent,
v.
Matthew Jones,
Appellant.

Order reversed and information dismissed.
Opinion by Judge Ciparick.
Chief Judge Kaye and Judges Graffeo, Read,
Smith, Pigott and Jones concur.

MOTIONS

- 4-

2-13 Mo. No. 1131
Acme American Repairs, Inc.,
Respondent,
v.
Rhoda Uretsky, &c. et al.,
Appellants.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.

3 Mo. No. 1087
In the Matter of Anonymous,
An Attorney.

On the Court's own motion, appeal dismissed, without costs, upon the ground that no substantial constitutional question is directly involved.
Motion for leave to appeal denied.

4 Mo. No. 1161
In the Matter of Hasan Murad
Osiris Ahad Beyah,
Appellant.

Motion for leave to appeal denied.

1-10 Mo. No. 1166
In the Matter of Elvis Emil
J.C., Jr. et al., &c.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

Pius XII Youth and Family
Services, et al.,
Respondents,
Elvis Emil C.,
Appellant.

3-14 Mo. No. 1118
In the Matter of Mary E.
Carriero, et al.,
Appellants,
v.
Town Board of the Town of
Stillwater et al.,
Respondents.

Motion for leave to appeal, insofar as made by Walter Yankowski, Cathy Yankowski and Paula Volpe, dismissed upon the ground that as to these appellants the order sought to be appealed from does not finally determine the proceeding within the meaning of the Constitution and is not an order of the type provided for in CPLR 5602(a)(2); motion for leave to appeal otherwise denied.

4-13 Mo. No. 1209
Marilyn J. Chisholm,
Respondent,
v.
Charles R. DeRose et al.,
Appellants.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

2-10 Mo. No. 1129
Cloverleaf Realty of New York,
Inc. et al.,
Appellants,
v.
Town of Wawayanda et al.,
Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

2-14 Mo. No. 700
Bennett A. Cohen,
Appellant,
v.
Wallace & Minchenberg, et al.,
Respondents,
et al.,
Defendants.

Motion, insofar as it seeks leave to appeal from the Appellate Division order dismissing the appeal from the November 2004 Supreme Court order insofar as it denied reargument and affirming the Supreme Court order insofar as it denied renewal, dismissed upon the ground that such Appellate Division order does not finally determine the action within the meaning of the Constitution; motion for leave to appeal otherwise denied.

2-14 Mo. No. 1181
Consolidated Construction Group,
LLC,
Appellant,
v.
Bethpage Union Free School
District,
Respondent.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.

4-10 Mo. No. 1219
In the Matter of Noemi D.

Cattaraugus County Department of
Social Services,
Respondent;
Margaret S.,
Appellant.

Motion for leave to appeal denied.

4-10 Mo. No. 1149
The People &c., Respondent,
v.
Albert R. Delong, Appellant.

Motion for leave to appeal denied.

4-10 Mo. No. 1175
In the Matter of Japria E.

Motion for leave to appeal denied.

Niagara County Department of
Social Services, Respondent;
Chamica G., Appellant;
et al., Respondent.

2-14 Mo. No. 1148
In the Matter of Fiveco, Inc.,
&c., Appellant,
v.
Bruce Haber, Respondent.

Motion for leave to appeal granted.

2-10 Mo. No. 1101
The People &c., Respondent,
v.
Craig Hardy, Appellant.

Motion for leave to appeal denied.
Motion for poor person relief dismissed
as academic.

1-13 Mo. No. 1151
Melvin D. James, &c., Appellant,
v.
R&G Hacking Corp., et al.,
Defendants,
Taxi Wheels to Lease, Inc.,
Respondent.

Motion for leave to appeal denied with
one hundred dollars costs and necessary
reproduction disbursements.

1 Mo. No. 1180
In the Matter of Elvin Lebron,
Appellant,
v.
New York County Assistant
District Attorney Patricia
Bailey et al.,
Respondents.

Motion for leave to appeal dismissed upon
the ground that the order sought to be
appealed from does not finally determine
the proceeding within the meaning of the
Constitution.
Motion for poor person relief dismissed as
academic.

3-10 Mo. No. 879
In the Matter of Erich Mattice,
Respondent,
v.
Laura Kreider,
Appellant.

Motion for leave to appeal dismissed upon
the ground that the order sought to be
appealed from does not finally determine
the proceeding within the meaning of the
Constitution.

3-10 Mo. No. 1072
In the Matter of NYCO Minerals,
Inc.,
Respondent,
v.
Town of Lewis et al.,
Appellants,
et al.,
Respondents.
(And Two Other Related
Proceedings.)

Motion for leave to appeal denied with
one hundred dollars costs and necessary
reproduction disbursements.

2-10 Mo. No. 1208
NYCTL 1999-1 Trust, et al.,
Respondents,
v.
NY Pride Holdings, Inc., et al.,
Defendants,
Union Street Management Group,
Ltd.,
Appellant;
Baroda Properties, Inc., et al.,
Proposed Intervenors-Respondents.

Motion for reargument of motion for leave
to appeal denied.

4 Mo. No. 1206
In the Matter of Wallace B.O.,
 Respondent,
 v.
Christine S.-O.,
 Appellant.

Motion for leave to appeal denied.

2-10 Mo. No. 1109
Don J. Peters,
 Appellant,
 v.
City of New York et al.,
 Defendants,
New York City Health and
Hospitals Corporation,
 Respondent.

Motion for leave to appeal denied with
one hundred dollars costs and necessary
reproduction disbursements.

2-13 Mo. No. 994
Village of Pomona,
 Appellant,
 v.
Town of Ramapo, et al.,
 Respondents.

Motion for leave to appeal dismissed upon
the ground that the order sought to be
appealed from does not finally determine
the action within the meaning of the
Constitution.

4-10 Mo. No. 1121
Aida Rivera and Juan Rivera, &c.,
 Appellants,
 v.
3M2P, Doing Business as The
Strand Music Theater,
 Respondent.

Motion for leave to appeal denied.

3-10 Mo. No. 1122
Paul Schardt et al.,
 Respondents,
 v.
Douglas Posson, &c.,
 Appellant.

Motion for leave to appeal denied.

2-10 Mo. No. 1205
Jo-Anne C. Schlakman,
Respondent,
v.
Geoffrey C. Schlakman,
Appellant.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.

2-10 Mo. No. 909
In the Matter of Itoko Suzuki-
Peters,
Respondent,
v.
Arnold Peters,
Appellant.

Motion for leave to appeal denied.

3-10 Mo. No. 1203
In the Matter of George Taylor,
Appellant,
v.
Raleigh Hotel et al.,
Respondents.
Workers' Compensation Board,
Respondent.

Motion for reargument of motion for leave to appeal denied.

2-10 Mo. No. 1169
Tamara Vid et al.,
Appellants,
v.
Glenn J. Kaufman, et al.,
Respondents,
et al.,
Defendants.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.