

NOVEMBER 24, 2008

CASES

3	No. 162	Judgment affirmed, with costs.
In the Matter of William J. Gormley,	Appellant,	Opinion by Judge Jones.
	v.	Chief Judge Kaye and Judges Ciparick, Graffeo, Read, Smith and Pigott concur.
New York State Ethics Commission,	Respondent.	
1	No. 164	Order reversed, with costs, and case remitted to the Appellate Division, First Department, for consideration of issues raised but not determined on the appeal to that court.
Helmsley-Spear, Inc., et al.,	Appellants,	Opinion by Judge Pigott.
	v.	Chief Judge Kaye and Judges Smith and Jones concur.
Michael Fishman, &c., et al.,	Respondents.	Judge Read dissents in an opinion in which Judge Graffeo concurs.
		Judge Ciparick took no part.
4	No. 166	Order affirmed, without costs.
The People &c.,	Respondent,	Opinion by Judge Smith.
	v.	Chief Judge Kaye and Judges Ciparick, Graffeo, Read, Pigott and Jones concur.
Clarence A. Johnson,	Appellant.	

1                   No.    171  
Those Certain Underwriters at  
Lloyds, London, et al.,  
                          Appellants,  
                          v.  
Occidental Gems, Inc.,  
                          Respondent,  
Interings, Inc., et al.,  
                          Appellants.

Order affirmed, with costs, and certified  
question answered in the affirmative, in a  
memorandum.  
Judges Ciparick, Graffeo, Read, Smith,  
Pigott and Jones concur.  
Chief Judge Kaye took no part.

AppT               No.    220   SSM 40  
The People &c.,  
                          Respondent,  
                          v.  
Dermot MacShane,  
                          Appellant.

On review of submissions pursuant to  
section 500.11 of the Rules, order  
affirmed, in a memorandum.  
Chief Judge Kaye and Judges Ciparick,  
Graffeo, Read, Smith, Pigott and Jones  
concur.

4                   No.    188  
The People &c.,  
                          Respondent,  
                          v.  
Jason Naradzay,  
                          Appellant.

Order affirmed.  
Opinion by Judge Read.  
Chief Judge Kaye and Judges Graffeo, Smith  
and Pigott concur.  
Judge Jones dissents in part in an opinion  
in which Judge Ciparick concurs.



4-10 Mo. No. 1112  
In the Matter of Patrick D.

Will B. and Rose Ann B.,  
Respondents;  
Kris D.,  
Appellant.

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

3-11 Mo. No. 1087  
In the Matter of Bernard  
Dobranski,

Appellant,  
v.  
Robert Dennison, &c.,  
Respondent.

Motion for leave to appeal denied.

2-13 Mo. No. 1099  
John Elias, &c.,

Appellant,  
v.  
Ronald L. Bash, et al.,  
Defendants,  
Jyoti P. Ganguly et al.,  
Respondents.

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

4-10 Mo. No. 1184  
Ronald J. Harrington and Kay  
Harrington,

Appellants-Respondents,  
v.  
Marian Gage,  
Respondent-Appellant.

Motions for leave to appeal denied.

3-13 Mo. No. 1121  
Loretta L. Havens,

Respondent,  
v.  
County of Saratoga, 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.

3-14 Mo. No. 1044  
In the Matter of Humane Society  
of the United States,  
Respondent,  
v.  
Patrick H. Brennan, &c., et al.,  
Appellants.

Motion for leave to appeal denied.

3-11 Mo. No. 1096  
In the Matter of Marcus Johnson,  
Appellant,  
v.  
New York State Division of  
Parole,  
Respondent.

Motion for leave to appeal denied.

1-10 Mo. No. 1158  
Lombard & Co., Inc.,  
Respondent,  
v.  
German De La Roche,  
Appellant.

Motion for reargument of motion for leave  
to appeal denied.

1-10 Mo. No. 1138  
In the Matter of Gregorio Lucero,  
Respondent,  
v.  
New York City Industrial  
Development Agency,  
Appellant.

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

3-10 Mo. No. 1079  
In the Matter of Cesar  
Mastropietro,  
Appellant,  
v.  
New York State Department of  
Corrections,  
Respondent.

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

2-10 Mo. No. 1127  
Samson Odumbo,  
Respondent,  
v.  
Gamage D. Perera,  
Appellant.

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

3- Mo. No. 1092  
In the Matter of Rajagopala S.  
Raghavendra,  
Appellant;  
Commissioner of Labor,  
Respondent.

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.

1-11 Mo. No. 946  
In the Matter of Breyanna S.,  
&c.  
Sidney S.,  
Appellant,  
Necola F.,  
Respondent,  
Administration for Children's  
Services,  
Respondent.

Motion for leave to appeal denied.

1-10 Mo. No. 1144  
The Trustees of Princeton  
University,  
Respondent,  
v.  
National Union Fire Insurance Co.  
of Pittsburgh, Pa.,  
Appellant,  
et al.,  
Defendant.

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. 1145  
The People &c. ex rel. Fred E.  
Van Gorder,  
Appellant,  
v.  
M. Lira, &c., et al.,  
Respondents.

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

