

COURT OF APPEALS NEW FILINGS

Jurisdictional Statements of Appeals filed
In the New York Court of Appeals from
November 22, 2002 through November 28, 2002

A list of appeals with short title, jurisdictional predicate, subject matter and key issues is prepared each week.

Some of these filed appeals may never reach decision on the merits because of dismissal on motion, sua sponte, or for time deficiencies or because of stipulated withdrawals by the parties. Also, some counsel fail to file timely jurisdictional statements and thus the list should not be treated as comprehensive for any particular week.

The Court welcomes motions for amicus curiae participation from those qualified and interested in the subject matter of these newly filed appeals. Please refer to Court Rule 500.11 and direct any questions to the Clerk's Office.

For November 22, 2002 through November 28, 2002 the following jurisdictional statements for appeals were filed:

BUCHBINDER TUNICK & COMPANY, MATTER OF, v TAX APPEALS TRIBUNAL OF THE CITY OF NEW YORK, et al.:

1ST Dept. App. Div. order of 3/12/02; administrative determination annulled; leave to appeal granted by Court of Appeals, 11/14/02;
TAXATION - UNINCORPORATED BUSINESS TAX; LIQUIDATION PAYMENTS MADE TO RETIRED PARTNERS PURSUANT TO PARTNERSHIP AGREEMENT AS NOT BEING RELATED TO SERVICES PERFORMED BY PARTNER - ADMINISTRATIVE CODE OF THE CITY OF NEW YORK SECTION 11-507(3);
Appellate Division, First Department, granted petition and annulled respondent Tax Appeals Tribunal of the City of New York's determination sustaining notices of disallowance and denying claims for refunds of a portion of unincorporated business tax paid from 1987 through 1994.

