

State of New York
Court of Appeals

Decisions

March 13, 2025

CASES

No. 22

The People &c.,
Respondent,
v.
Edward Martinez-Fernandez,
Appellant.

Order affirmed.
Opinion by Judge Troutman.
Chief Judge Wilson and Judges Rivera, Garcia,
Singas, Cannataro and Halligan concur.

4 No. 27

In the Matter of Lewis B. Rosbaugh et al.,
Respondents,
Town of Lodi,
Appellant,
et al.,
Respondent-Defendant.

Order insofar as appealed from reversed, with costs,
and petition to vacate the award granted in part in
accordance with the opinion herein.
Opinion by Judge Garcia.
Chief Judge Wilson and Judges Rivera, Singas,
Cannataro, Troutman and Halligan concur.

No. 21

The People &c.,
Respondent,
v.
McKenzie Willis,
Appellant.

Order affirmed.
Opinion by Judge Troutman.
Chief Judge Wilson and Judges Rivera, Garcia,
Singas, Cannataro and Halligan concur.

MOTIONS

2 Mo. No. 2025-9
Bank of America, N.A., &c.,
Respondent,
v.
Fedie R. Redd,
Appellant.

Motion for reargument of motion for leave to appeal denied.

2 Mo. No. 2025-152
Bank of America, N.A., &c.,
Respondent,
v.
Fedie R. Redd,
Appellant.

Motion for a stay dismissed as academic.

2 SSD 7
In the Matter of Brandon D.

Geneva D.,
Respondent;
Robert L.D.,
Appellant.

Appeal dismissed without costs, by the Court sua sponte, upon the ground that the order appealed from does not finally determine the proceeding within the meaning of the Constitution.

1 Mo. No. 2024-697
In the Matter of Parvati D.,
Appellant.

Roman D.,
Respondent;
Administration for Children's Services,
Respondent.

Motion for leave to appeal dismissed upon the ground that it does not lie (*see* CPLR 5602 [a]).

1 Mo. No. 2024-704
In the Matter of Pandora S.D., &c.

Isabelle D.,
Appellant,
et al.,
Respondent;
Cardinal McCloskey Community Services,
Respondent.

Motion for leave to appeal denied.

2 Mo. No. 2025-102
The People &c.,
Respondent,
v.
Nicole Hudson,
Appellant.

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

3 Mo. No. 2024-805
In the Matter of Gabriel J., &c.

Essex County Department of Social Services,
Respondent;
Christina I.,
Appellant.

Motion for leave to appeal denied.

1 Mo. No. 2025-34
Charles F. Lek,
Respondent,
v.
Olesya A. Lek,
Appellant.

On the Court's own motion, appeal dismissed, without costs, upon the ground that the order appealed from does not finally determine the action within the meaning of the Constitution. 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 Mo. No. 2025-108
The People &c.,
Respondent,
v.
Jarvis Lewis,
Appellant.

Motion for assignment of counsel granted and Jenay Nurse Guilford, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, NY 10005 assigned as counsel to the appellant on the appeal herein.

2 SSD 9
Nella Manko,
Appellant,
v.
Shorefront Apartments, LLC,
et al.,
Respondents.

Appeal dismissed without costs, by the Court sua sponte, upon the ground that the order appealed from does not finally determine the action within the meaning of the Constitution. Chief Judge Wilson took no part.

4 Mo. No. 2025-126
The People &c.,
Respondent,
v.
Jaquan Moore,
Appellant.

Motion for assignment of counsel granted and Julie A. Cianca, Esq., Monroe County Public Defender, 10 North Fitzhugh Street, Rochester, NY 14614 assigned as counsel to the appellant on the appeal herein.

1 SSD 6
In the Matter of Frederick D. Pina,
Appellant,
v.
City of New York, et al.,
Respondents.

Appeal dismissed without costs, by the Court sua sponte, upon the ground that no substantial constitutional question is directly involved.

2 Mo. No. 2024-713
The People &c.,
Respondent,
v.
Oscar Quezada,
Appellant.

Motion for leave to appeal denied.

4 Mo. No. 2025-138
The People &c.,
Respondent,
v.
Jonathan Rios,
Appellant.

Motion for assignment of counsel granted and Sarah S. Holt, Esq., Monroe County Conflict Defender, 16 East Main Street, Suite 600, Rochester, NY 14614 assigned as counsel to the appellant on the appeal herein.

2 SSD 8
Lauren Andersen Ritchie,
Appellant,
v.
James Macleod Ritchie,
Respondent.
(App. Div. Nos. 2023-04588 and 2024-01368)

Appeal dismissed without costs, by the Court sua sponte, upon the ground that the order appealed from does not finally determine the action within the meaning of the Constitution.

1 Mo. No. 2025-105
The People &c.,
Respondent,
v.
Naim Roper,
Appellant.

Motion for assignment of counsel granted and Twyla Carter, 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. 2024-710
The People &c.,
Respondent,
v.
Daniel Ruiz,
Appellant.

Motion for leave to appeal denied.
Motion for financial relief dismissed as academic.

2 Mo. No. 2024-714
The People &c.,
Respondent,
v.
Carlos O. Sanchez,
Appellant.

Motion for leave to appeal denied.
Motion for financial relief dismissed as academic.

4 Mo. No. 2025-42
Red Target, LLC, &c.,
 Respondent,
 v.
Lane No. 1, &c.,
 Defendant,
Richard L. Sposato, &c.,
 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.
Motion for a stay dismissed as academic.

1 Mo. No. 2025-127
The People &c.,
 Respondent,
 v.
Travis Woods,
 Appellant.

Motion for assignment of counsel granted and Jenay Nurse Guilford, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, NY 10005 assigned as counsel to the appellant on the appeal herein.

3 Mo. No. 2024-683
In the Matter of Joseph XX.,
 Respondent,
 v.
Jah-Rai YY.,
 Appellant.
(And Six Other Related Proceedings.)

Motion for leave to appeal denied.