

State of New York
Court of Appeals

Decisions

February 19, 2026

CASES

4 No. 9
The People &c.,
 Respondent,
 v.
Kelly L. Anderson,
 Appellant.

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

1 No. 11
Virginia Beadell et al.,
 Appellants,
 v.
Eros Management Realty LLC, et al.,
 Respondents,
et al.,
 Defendants.

Order insofar as appealed from affirmed, with costs.
Opinion by Judge Cannataro.
Judges Rivera, Garcia, Singas, Troutman and
Halligan concur.
Chief Judge Wilson dissents in an opinion.

 No. 2
The People &c.,
 Respondent,
 v.
Carlos Galindo,
 Appellant.

Order modified by dismissing the charge of
unlicensed operation of a motor vehicle and, as so
modified, affirmed.
Opinion by Chief Judge Wilson.
Judges Rivera, Garcia, Singas, Cannataro, Troutman
and Halligan concur.

4 No. 13
The People &c.,
 Respondent,
 v.
Jonathan Rios,
 Appellant.

Order affirmed.
Opinion by Judge Troutman.
Judges Garcia, Singas, Cannataro and Halligan
concur.
Judge Rivera concurs in result in an opinion, in
which Chief Judge Wilson concurs.

2 No. 6
In the Matter of James C. Russell,
 Respondent,
 v.
Town of Mount Pleasant, New York,
 Appellant.

Order reversed, with costs, and petition dismissed.
Opinion by Judge Rivera.
Chief Judge Wilson and Judges Garcia, Singas,
Cannataro, Troutman and Halligan concur.

4 No. 113
The People &c.,
 Respondent,
 v.
Samuel Shaw, &c.,
 Appellant.

Order modified by remitting to the Appellate
Division, Fourth Department, for further proceedings
in accordance with the opinion herein and, as so
modified, affirmed.
Opinion by Judge Halligan.
Chief Judge Wilson and Judges Rivera and Troutman
concur.
Judge Singas dissents in part and votes to affirm in an
opinion, in which Judges Garcia and Cannataro
concur.

1 No. 14
The People &c.,
 Respondent,
 v.
Amado Zubidi,
 Appellant.

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

MOTIONS

1 Mo. No. 2025-816
21st Mortgage Corporation, &c.,
 Respondent,
 v.
Jin Hua Lin, et al.,
 Defendants,
Renaissance Economic Development
Corporation,
 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 Mo. No. 2025-814
In the Matter of Aron Law, PLLC,
 Respondent,
 v.
Town of Hempstead,
 Appellant.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the proceeding/action within the meaning of the Constitution and is not an order of the type provided for in CPLR 5602 (a) (2).

4 Mo. No. 2025-804
The People &c. ex rel. Rashawn Austin,
 Appellant,
 v.
Christopher Yehl, &c.,
 Respondent.

Motion for leave to appeal dismissed upon the ground that no appeal lies from an order of an individual Justice of the Appellate Division (*see* NY Const, art VI, § 3 [b]; CPLR 5602).

2 Mo. No. 2025-818
The People &c.,
 Respondent,
 v.
Cesar A. Correa,
 Appellant.

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

2 Mo. No. 2025-688
Gary R. DeFilippo,
 Appellant,
 v.
Anthony J. Lamonica,
 Respondent.

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

1 Mo. No. 2025-627
Michael Edwards et al.,
 Appellants,
 v.
Arrowgrass Capital Partners LLP, et al.,
 Respondents.

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

4 Mo. No. 2025-872
The People &c. ex rel. Freddie Glover,
 Appellant,
 v.
Christopher Yehl, &c.,
 Respondent.

Motion for leave to appeal dismissed upon the ground that no appeal lies from an order of an individual Justice of the Appellate Division (*see* NY Const, art VI, § 3 [b]; CPLR 5602).

2 Mo. No. 2025-754
Michael J. Guarniero,
 Respondent,
 v.
City of Yonkers,
 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 Mo. No. 2025-658
Jonathan Guterman,
 Appellant,
 v.
Stony Brook University Hospital,
 Respondent.

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

4 Mo. No. 2025-780
The People &c. ex rel. Quentin Lewis,
 Appellant,
 v.
Christopher Yehl, &c.,
 Respondent.

Motion for leave to appeal dismissed upon the ground that no appeal lies from an order of an individual Justice of the Appellate Division (*see* NY Const, art VI, § 3 [b]; CPLR 5602).

1 Mo. No. 2025-625
A.M. et al.,
 Appellants,
 v.
Holy Resurrection Greek Orthodox Church of
Brookville, et al.,
 Respondents,
et al.,
 Defendant.

Motion for leave to appeal dismissed upon the ground that it does not lie, appellants having previously moved for leave to appeal to this Court from the Appellate Division order from which leave to appeal is currently sought (37 NY3d 1100 [2021]). Judge Singas took no part.

2 Mo. No. 2025-743
Nella Manko,
 Appellant,
 v.
Shorefront Apartments, LLC,
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.
Motion for financial relief dismissed as academic.

4 Mo. No. 2025-778
The People &c. ex rel. Adam J. Matteson, Jr.,
 Appellant,
 v.
Christopher Yehl, &c.,
 Respondent.

Motion for leave to appeal dismissed upon the ground that no appeal lies from an order of an individual Justice of the Appellate Division (*see* NY Const, art VI, § 3 [b]; CPLR 5602).

3 Mo. No. 2026-15
In the Matter of the Claim of Kimberly
McLaurin,
 Respondent,
 v.
New York City Transit Authority,
 Appellant.
Workers' Compensation Board,
 Respondent.
(And Three Other Appeals.)

Motion for reargument denied.

3 Mo. No. 2025-689
In the Matter of Luis Melendez,
Appellant,
v.
New York State Department of Corrections
and Community Supervision,
Respondent.

Motion for leave to appeal denied.
Motion for financial relief dismissed as academic.
Motion for ancillary relief dismissed upon the
ground that this Court does not have jurisdiction to
entertain it (*see* NY Const, art VI, § 3).

4 Mo. No. 2025-623
The People &c.,
Respondent,
v.
Justin C. Micciche,
Appellant.

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

4 Mo. No. 2025-787
Vladimir Nesterenko,
Appellant,
v.
Burr W. Hall, &c.,
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 Mo. No. 2025-631
The People &c.,
Respondent,
v.
Freddie Pagan, &c.,
Appellant.

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

3 Mo. No. 2025-797
Curtis M. Rabideau,
Appellant,
v.
Daniel R. Santola 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.
Motion for financial relief dismissed as academic.

1 Mo. No. 2025-713
Laura Roberson-Fisch,
 Respondent,
 v.
Michael Fisch,
 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 Mo. No. 2025-618
Tobi Rubenstein Schneier, &c.,
 Appellant,
 v.
Clermont York Associates, LLC,
 Respondent.

Motion, insofar as it seeks leave to appeal from the portion of the Appellate Division order affirming so much of the Supreme Court order as granted defendant's motion to dismiss the complaint, denied; motion for leave to appeal otherwise dismissed upon the ground that the remainder of the Appellate Division order does not finally determine the action within the meaning of the Constitution.

2 Mo. No. 2025-617
The People &c.,
 Respondent,
 v.
Rodney Stafford,
 Appellant.

Motion for leave to appeal denied.

4 Mo. No. 2025-781
The People &c. ex rel. Curtis Walker,
 Appellant,
 v.
Christopher Yehl, &c.,
 Respondent.

Motion for leave to appeal dismissed upon the ground that no appeal lies from an order of an individual Justice of the Appellate Division (*see* NY Const, art VI, § 3 [b]; CPLR 5602).

Mo. No. 2026-107
Michael Williams, et al.,
Respondents,
v.
Board of Elections of the State of New York,
et al.,
Respondents,
Peter S. Kosinski, et al.,
Appellants,
Nicole Malliotakis, et al.,
Intervenors-Appellants.

Motion by New York Civil Liberties Union, et al. for leave to appear amici curiae on the appeal herein dismissed as academic.

Mo. No. 2026-108
Michael Williams, et al.,
Respondents,
v.
Board of Elections of the State of New York,
et al.,
Respondents,
Peter S. Kosinski, et al.,
Appellants,
Nicole Malliotakis, et al.,
Intervenors-Appellants.

Motion by Ruth Greenwood et al. for leave to file a brief amici curiae on the appeal herein denied (*see* Rules of Ct of Appeals [22 NYCRR] § 500.23 [a] [1] [ii] ["Amicus curiae relief will be denied where acceptance of the amicus curiae submission may cause the recusal or disqualification of one or more Judges of the Court"]).
Judges Garcia and Halligan took no part.

4 Mo. No. 2025-779
The People &c. ex rel. Joshua Wright,
Appellant,
v.
Christopher Yehl, &c.,
Respondent.

Motion for leave to appeal dismissed upon the ground that no appeal lies from an order of an individual Justice of the Appellate Division (*see* NY Const, art VI, § 3 [b]; CPLR 5602).

1 Mo. No. 2025-615
Zurich American Insurance Company,
Respondent,
v.
Giorgio Armani Corporation,
Respondent,
Hiscox Insurance Company, Inc.,
Appellant.

Motion for leave to appeal denied.