

State of New York
Supreme Court, Appellate Division
Third Judicial Department
518-471-4777

SESSION CALENDAR FOR FRIDAY, OCTOBER 16, 2020

9:30 A.M. SESSION

LY MU D PR CO

BENCH POSITION: PRITZKER, J., MULVEY, J., LYNCH, J.P., DEVINE, J., COLANGELO, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(1)	108856	PEOPLE v THOMAS T. BURNS Appellant - Noreen McCarthy, Esq. (Thomas T. Burns) Respondent - Peter Willis, Esq. Robert M. Carney (Schenectady County District Attorney)	10 10
(2)	110872/ 111254**	PEOPLE v BENJAMIN S. SPRADLIN Appellant - Teresa C. Mulliken, Esq. [Assigned] (Benjamin S. Spradlin) Respondent - Emily Perks Quinlan, Esq. Matthew VanHouten (Tompkins County District Attorney)	10 10
(3)	529908**	HILL v AUBIN Appellant - Murry S. Brower, Esq. Law Office of John Wallace (Paul B. Aubin) Respondent - Cassandra Kazukenus, Esq. Martin Harding & Mazzotti (Susan A. Hill)	10 10
(4)	529840**	MATTER OF DARWAK v CITY OF NEW YORK Appellant - John J. Darwak, Esq. (John J. Darwak, et al) Respondent - Amy McCamphill, Esq. Zachary W. Carter, Esq. (City of New York, et al.)	10 10

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Calendar No.	Case No.	Title	Time Allocated
(5)	530446**	MATTER OF ARBITRATION BETWEEN CIVIL SERVICE EMPLOYEES ASSOC. and NEW YORK STATE DEPT. OF CORRECTIONS AND COMMUNITY SUPERVISION <i>Appellant</i> - Scott Lieberman, Esq. Daren J. Rylewicz, General Counsel (Civil Service Employee Association) <i>Respondent</i> - Frederick A. Brodie, Esq. AG Letitia James (State of New York)	10 10
(6)	110153	PEOPLE v ARTHUR W. BUTLER	SUB
(7)	110558**	PEOPLE v GABRIEL V. BONACCI <i>Appellant</i> - Teresa C. Mullikan [Assigned] (Gabriel V. Bonacci) <i>Respondent</i> - Shawn J. Smith, Esq. John L. Hubbard Delaware County District Attorney	10 5
(8)	528744	MATTER OF OGUNDU v NEW YORK STATE DEPT. OF HEALTH	SUB
(9)	529783	MATTER OF JAMES R. v JENNIFER S.	SUB
(10)	110665	PEOPLE v GLENN E. CUMMINGS	SUB
(11)	527514	MATTER OF ROSSI v ALBERT PEARLMAN INC.	SUB
(12)	110780	PEOPLE v RICARDO MERCADO	SUB
(13)	110863	PEOPLE v JASON S. SMITH	SUB
(14)	529821	MATTER OF FOSTER v FEDEX FREIGHT INC.	SUB
(15)	529243	MATTER OF PROFETA v EDWARD J. BOSTI ELEMENTARY SCHOOL	SUB

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** To be argued remotely