

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

**SESSION CALENDAR FOR THURSDAY, FEBRUARY 13, 2025**

**1:00 P.M. SESSION**

**E CL LY PO MK**

**BENCH POSITION: Powers, J., Clark, J., Egan Jr., J.P., Lynch, J., Mackey, 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
(2)	112201	<b>PEOPLE v ADRIAN K. HOYT</b> <b>Appellant - Richard L. Herzfeld, Esq. [Assigned]</b> (Adrian K. Hoyt) <b>Respondent - Mary E. Saitta, Esq.</b> (The People of the State of New York)	<u>Remote</u> 10 10
(1)	CV-23-2154	<b>TOWN OF COLONIE v GLOBAL CONTRACTING &amp; PAINTING, INC.</b> <b>Appellant-Respondent - Crystal R. Peck, Esq.</b> Bailey, Johnson & Peck P.C. (Town of Colonie, et al.) <b>Respondent-Appellant - John T. Kolaga, Esq.</b> Rupp Pfalzgraf LLC (Global Contracting & Painting, Inc., et al.)	10 10
(4)	CV-24-1108	<b>MATTER OF TOWN OF COLONIE v CITY OF NEW YORK</b> <b>Appellant - Todd E. Soloway, Esq.</b> Pryor Cashman LLP (Surestay Plus) <b>Respondent - Marshall Broad, Esq.</b> Heidell Pittoni Murphy & Bach, LLP (Town of Colonie)	10 10
▶(5)	CV-23-2376 CV-24-0244	<b>DEUTSCHE BANK NATL. TRUST CO. v GOLDWASSER</b> <b>Appellant - Louis A. Levithan, Esq.</b> Knuckles & Manfro (Deutsche Bank National Trust Company) <b>Respondent - Kevin F. Preston, Esq.</b> MacVean, Lewis, Sherwin & McDermott, P.C. (Mark S. Goldwasser, et al.)	10 10
(6)	113163	<b>PEOPLE v JEREMIAH HERBERT</b>	SUB

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Calendar No.	Case No.	Title	Time Allocated
(7)	CV-24-1229	<b>MATTER OF LEONARDO V.</b>	SUB
(8)	113053 113380	<b>PEOPLE v ADAM W. DRENNEN</b>	SUB
(3)	CV-23-2002 CV-24-0200	<b>DEUTSCHE BANK NATL. TRUST CO. v TARDI-OSTERHOUDT</b> <b>Appellant - Robert T. Yusko, Esq.</b> McCabe, Weisberg & Conway, LLC (Deutsche Bank National Trust Company) <b>Respondent - Michael Treybich, Esq.</b> Treybich Law, P.C. (Anne Marie Tardi-Osterhoudt, et al.) <b>Intervenor - Alana R. Bartley, Esq.</b> Drake Loeb, PLLC (Michele Reid)	<u>Remote</u> 10  10  10
(9)	CV-24-0066	<b>MATTER OF WALTER Q. v STEPHANIE R.</b>	SUB
(10)	CV-23-2068	<b>HEBER v HEBER</b>	SUB
(11)	CV-22-2386	<b>MATTER OF TIRADO v SYMPHONY SPACE, INC.</b>	SUB
(12)	113047	<b>PEOPLE v ROBIN S. ROBINSON</b>	SUB
(13)	CV-23-2381	<b>MATTER OF ENGELS v DINAPOLI</b>	SUB
(14)	CV-23-2275	<b>MATTER OF DEBRYNE v PITTSFORD MERCURY, INC.</b>	SUB
(15)	CV-24-0555	<b>MATTER OF SUTPHIN v UPS</b>	SUB

► **CV-23-2376/CV-24-0244 - DEUTSCHE BANK NATL. TRUST CO. v GOLDWASSER**  
 Panel: E CL PO MK