

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

SESSION CALENDAR FOR THURSDAY, NOVEMBER 13, 2025

1:00 P.M. SESSION

CL RE LY CE PO

BENCH POSITION: Ceresia, J., Reynolds Fitzgerald, J., Clark, J.P., Lynch, J., Powers, J.

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

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)	112910	<b>PEOPLE v JALIL A. BUTTS</b> <b>Appellant - Kathy Manley, Esq. [Assigned]</b> (Jalil A. Butts) <b>Respondent - Mary E. Saitta, Esq.</b>	10 SUB
(2)	CV-24-1625	<b>MATTER OF KAPSCH TRAFFICCOM USA, INC. v DOMINGUEZ</b> <b>Appellant - James J. Barriere, Esq.</b> Hinckley Allen & Snyder, LLP (Kapsch Trafficcom USA, Inc.) <b>Respondent - Owen Demuth, Esq.</b> Office of the New York State Attorney General (Marie Therese Dominguez New York State Department of Transportation) <b>Respondent- Ryan J. Johnson, Esq.</b> L'abbate, Balkan, Colavita & Contini, L.L.P. (WSP USA Services, Inc.) <b>Respondent - Joshua Steven Stern, Esq.</b> Manning Gross + Massenburg, L.L.P. (Gannett Fleming Management Services, LLC)	10 10 10 10
(3)	CV-24-2005	<b>MATTER OF TREE HILL INNOVATIONS, LLC v NEW YORK STATE CANNABIS CONTROL BOARD</b> <b>Appellant - Bernard V. Kleinman, Esq.</b> Law Office of Bernard V. Kleinman, PLLC (Tree Hill Innovations, LLC) <b>Respondent - Douglas E. Wagner, Esq.</b> Office of the New York State Attorney General (New York State Cannabis Control Board, et al.)	10 10

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

SESSION CALENDAR FOR THURSDAY, NOVEMBER 13, 2025

1:00 P.M. SESSION

CL RE LY CE PO

BENCH POSITION: Ceresia, J., Reynolds Fitzgerald, J., Clark, J.P., Lynch, J., Powers, 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
(4)	CR-24-1081	<b>PEOPLE v JOHN FOX</b> Appellant - Lisa A. Burgess, Esq. [ASSIGNED] Respondent - Taylor Fitzsimmons, Esq. Washington County District Attorneys Office (The People of the State of New York)	SUB 10
➤(5)	CV-25-0619	<b>MATTER OF NICHOLAS v MARTUSCELLO</b> Appellant - JB Nicholas, Self-represented Respondent - Beezly J. Kiernan, Esq. Office of the New York State Attorney General (Daniel F. Martuscello,III)	10 10
(6)	CV-24-1842	<b>MATTER OF NOVELLO v NEW YORK STATE EDUCATION DEPARTMENT OFFICE OF ARCHITECTURAL LICENSING</b> Petitioner - Jerald S. Carter, Esq. Jerald S. Carter Attorney at Law (John Novello) Respondent - Frank Brady, Esq. Office of the New York State Attorney General (New York State Educ. Dept. Office of Architectural Licensing)	10 10
(9)	CR-22-2106	<b>PEOPLE v MICHAEL C. FREEMAN</b> Appellant - Steven G. Cox, Esq. [Assigned] (Michael C. Freeman) Respondent - John S. Rodgers, Esq. Madison County District Attorney's Office (The People of the State of New York)	10 10
(7)	CV-24-1371	<b>U.S. BANK TRUST, N.A. v CHAMBERS</b>	SUB
(8)	CR-24-0009	<b>PEOPLE v TAHLEEK CLARK</b>	SUB
(10)	CR-22-2267	<b>PEOPLE v TRUVOCK NOBLE</b>	SUB

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

SESSION CALENDAR FOR THURSDAY, NOVEMBER 13, 2025

1:00 P.M. SESSION

CL RE LY CE PO

BENCH POSITION: Ceresia, J., Reynolds Fitzgerald, J., Clark, J.P., Lynch, J., Powers, 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
(11)	CV-24-1688	MATTER OF CHENANGO COUNTY DEPARTMENT OF SOCIAL SERVICES v BUFFA	SUB
(12)	CV-23-2161	PEOPLE v BRYAN A. PRIBBLE (SORA)	SUB
(13)	CV-24-1793	MATTER OF CLARK v NEW YORK STATE BOARD OF PAROLE	SUB
(14)	CV-24-1279	MATTER OF HOWARD v NEW YORK CITY DEPARTMENT OF EDUCATION	SUB
(15)	CR-24-2072	PEOPLE v ROBERT A. MYERS JR.	SUB

► CV-25-0619 - MATTER OF NICHOLAS v MARTUSCELLO  
Panel: CL RE CE PO