

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

-----X

Infinity Capital Management Limited,

Plaintiff-Appellant,

-against-

M-5590X

Index No. 650835/11

Sidley Austin LLP,

Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about November 17, 2011,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 27, 2012, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

-----X
Original Uncle Steve, Inc., and
Electronic Giant, Inc.,
Plaintiffs-Appellants,

M-5631X
Index No. 603924/07

-against-

Casa Canal Realty Corp., et al.,
Defendants-Respondents.

-----X
And other third-party actions)

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about May 7, 2012,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 29, 2012, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

-----X

Galina Baran,

Plaintiff-Appellant,

M-5681X

Index No. 106369/09

-against-

TST 375 Hudson, L.L.C.,

Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about July 9, 2012,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" December 4, 2012, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5972

Ind. No. 4850/09

Luna Andres, also known as Andres Luna,
also known as Andre S. Luna,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about March 31, 2010,

Now, upon reading and filing the stipulation of the parties hereto, dated December 20, 2012, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

-----X
Martin Interiors Contracting, Inc.,
Plaintiff-Appellant-Respondent,

-against-

M-5494X

Index No. 116091/09

DJHI Development, LLC,
Defendant-Respondent-Appellant,

509 Madison 4 LLC and Deutsche Bank
Trust Company Americas,
Defendants-Respondents-Appellants.

-----X
(And a third-party action)

An appeal and cross appeals having been taken from the order of the Supreme Court, New York County, entered on or about February 7, 2012,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 21, 2012, and due deliberation having been had thereon,

It is ordered that the appeal and cross appeals are withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David Friedman, Justices.

-----X
Slotnick, Shapiro & Crocker, LLP,

Plaintiff-Appellant/
Respondent-Appellant,

-against-

M-5523X
Index No. 603314/09

Michael C. Stiglianese,

Defendant-Respondent/
Respondent-Appellant.

-----X

An appeal having been taken from the order of Supreme Court, New York County, entered on or about March 26, 2012 and an appeal and cross appeal having been taken from the order of the Supreme Court, New York County, entered on or about July 16, 2012,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 21, 2012, and due deliberation having been had thereon,

It is ordered that the aforesaid appeals and cross appeal are withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman, Justices.

-----X
Diamond Castle Partners IV PRC, L.P.,
et al.,
Plaintiffs-Appellants,

-against-

M-4369

Index No. 602427/08

IAC/Interactive Corp.,
Defendant/Counterclaim Plaintiff/
Third-Party Plaintiff-Respondent,

Diamond Castle Holdings, LLC, et al.,
Counterclaim Defendants/Third-Party
Defendants/Appellants.

-----X

An appeal and cross appeal having been taken from an order of the Supreme Court, New York County, entered on or about September 27, 2011,

And defendant/cross-appellant IAC/Interactive Corp., having moved to withdraw their cross appeal,

Now, upon reading and filing the stipulations of the parties hereto, dated September 18, 2012, and due deliberation having been had thereon,

It is ordered that the aforesaid appeal and cross appeal, previously perfected for the October 2012 Term, is withdrawn in accordance with the aforesaid stipulations.

ENTER:


CLERK

Marianne Karas, Esq., 980 Broadway, Suite 324, Thornwood, NY 10594, Telephone No. 914-434-5935, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzarelli
Rolando T. Acosta
Nelson S. Román, Justices.

-----x
Cactus 4, LLC, et al.,
Plaintiffs-Respondents,

-against-

Maya Swisa, et al.,
Defendants-Appellants,

M-5133
Index No. 111093/09

Allison Margetson, et al.,
Defendants.

- - - - -
[And a third-party action]

-----x
Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about January 18, 2012 (mot. seq. nos. 005, 006),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
Rolando T. Acosta
David B. Saxe, Justices.

-----X
Mercado, Gregg T., et al.,
Plaintiffs,

-against-

M-5402

Caithness Long Island LLC,
Defendant,

Index No. 102473/09

Siemens Energy, Inc., formerly
know as Siemens Power Generation,
Inc., et al.,
Defendants,

Fresh Meadows Mechanical Corp.,
Defendant.

-----X
Caithness Long Island LLC,
Third-Party Plaintiff-
Respondent,

-against-

Fresh Meadow Power, LLC,
Third-Party Defendant-
Appellant.

-----X

An appeal having been taken by third-party defendant, Fresh Meadow Power, LLC, from the order of the Supreme Court, New York County, entered on or about December 16, 2011 (mot. seq. no. 004),

And third-party defendant, Fresh Meadow Power, LLC, having moved for an enlargement of time to perfect their appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to on or before February 19, 2013 for the May 2013 Term. (See M-5770, decided simultaneously herewith.)

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
Rolando T. Acosta
David B. Saxe, Justices.

-----X
Mercado, Gregg T., et al.,
Plaintiffs-Respondents,

-against-

M-5770

Caithness Long Island LLC,
Defendant-Appellant,

Index No. 102473/09

Siemens Energy, Inc., formerly
know as Siemens Power Generation,
Inc., et al.,
Defendants.

Fresh Meadows Mechanical Corp.,
Defendant-Appellant-Respondent.

-----X
Caithness Long Island LLC,
Third-Party Plaintiff-
Respondent-Appellant,

-against-

Fresh Meadow Power, LLC,
Third-Party Defendant-
Appellant-Respondent.

-----X

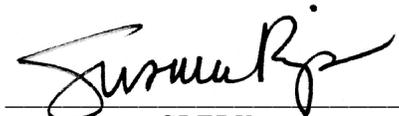
Separate appeals having been taken by third-party defendant, Fresh Meadow Power, LLC and defendant, Fresh Meadow Mechanical Corp., from the order of the Supreme Court, New York County, entered on or about April 5, 2012 (mot. seq. no. 003); and a cross appeal having been taken by defendant/third-party plaintiff, Caithness Long Island LLC from the same order of said Court, and said appeals and cross appeal having been perfected,

And defendants, Caithness Long Island LLC and Fresh Meadow Power, LLC, having moved for a stay of trial pending hearing and determination of the aforesaid appeals and cross appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted. (See M-5402, decided simultaneously herewith.)

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Dianne T. Renwick
Leland G. DeGrasse
Rosalyn H. Richter, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

Nelson Rejab,
Defendant-Appellant.

M-4696
Ind. Nos. 1539/11
3209/11

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about March 20, 2012, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of deeming the notice of appeal as timely filed and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Samuel M. Braverman, Esq., Law Office of Sam Braverman, 901 Sheridan Avenue, Bronx, NY 10451, Telephone No. 718-293-1977, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzairelli
Richard T. Andrias
Leland G. DeGrasse
Nelson S. Román, Justices.

-----X
In the Matter of a Family Offense
Proceeding Under Article 8 of the
Family Court Act.

Opportune N.,
Petitioner-Respondent,

M-4272
Docket No. O-14995/08

-against-

Clarence N.,
Respondent-Appellant.

Julian A. Hertz, Esq.,
Attorney for Subject Child,
Clarencia N.
-----X

Respondent-appellant having moved for an enlargement of time to perfect the appeal from the order of the Family Court, New York County, entered on or about September 2, 2010,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of deeming the appeal timely perfected for the May 2013 Term. (See M-4272A and M-4158, decided simultaneously herewith.)

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Richard T. Andrias
Leland G. DeGrasse
Nelson S. Román, Justices.

-----X

In the Matter of a Family Offense Proceeding Under Article 8 of the Family Court Act.

Opportune N.,
Petitioner-Respondent,

M-4272A
Docket No. O-14995/08

-against-

Clarence N.,
Respondent-Appellant.

Julian A. Hertz, Esq.,
Attorney for subject Child,
Clarencia N.
-----X

Petitioner-respondent mother, Opportune N., having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about September 2, 2010, and for assignment of counsel, a free copy of the transcript, and for related relief, said appeal having been deemed perfected for the May 2013 Term,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Geanine Towers, Esq., 71 Bay Ridge Avenue, Brooklyn, NY 11220, Telephone No. (347) 457-0050, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner-appellant and 8 copies thereof are filed with this Court. (See M-4272 and M-4158, decided simultaneously herewith.)

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Richard T. Andrias
Leland G. DeGrasse
Nelson S. Román, Justices.

-----X
In the Matter of a Family Offense
Proceeding Under Article 8 of the
Family Court Act.

- - - - -
Opportune N.,
Petitioner-Respondent,

M-4158
Docket No. O-14995/08

-against-

Clarence N.,
Respondent-Appellant.
- - - - -

Julian A. Hertz, Esq.,
Attorney for subject Child,
Clarencia N.

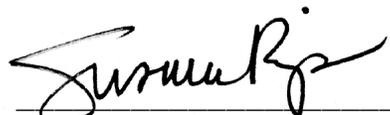
-----X

Samuel Feldman, Esq., Family Court attorney for subject child, Clarence N., having moved on child's behalf for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about September 2, 2010, and for assignment of counsel, a free copy of the transcript, and for related relief, said appeal having been deemed perfected for the May 2013 Term,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Julian A. Hertz, Esq., 15 Sherwood Drive, Larchmont, NY 10538, Telephone No. (914) 834-5461, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner-appellant and 8 copies thereof are filed with this Court. (See M-4272 and M-4272A, decided simultaneously herewith.)

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Helen E. Freedman
Nelson S. Román, Justices.

-----x
Deborah Chestnut,
Plaintiff-Respondent,

-against-

Aramark Facility Services, LLC,
Defendant-Appellant-Respondent.

M-5377
Index No. 114867/08

-and-

Village Care of New York,
Defendant-Respondent-Appellant.

-----x

An appeal having cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about February 3, 2012,

And defendant-respondent-appellant Village Care of New York having moved for an enlargement of time to perfect the appeal and cross appeal, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal and cross appeal to the June 2013 Term, with leave to seek a further enlargement, if necessary. The attention of the parties is directed to 22 NYCRR § 600.11(d) with respect to a joint record and costs thereof.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
David B. Saxe
Leland G. DeGrasse
Sallie Manzanet-Daniels, Justices.

-----X
Riccardo Squicciarini,
Plaintiff-Respondent,

-against-

Diana Oreiro,
Defendant-Appellant.

M-4618
M-4742
Index No. 114338/11

-----X

A decision and order of this Court having been entered on October 23, 2012 (Appeal No. 8354) unanimously affirming the order of the Supreme Court, New York County, entered on or about March 14, 2008,

And defendant-appellant wife having moved for an order enlarging the record on appeal to include certain documents, and for related relief (M-4618),

And plaintiff-respondent having cross-moved for an order imposing attorneys' fees and sanctions upon defendant-appellant (M-4742),

Now, upon reading and filing the papers with respect to the motion and cross motion, and due deliberation having been had thereon, it is

Ordered that the motion and cross motion are denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Richard T. Andrias
Leland G. DeGrasse
Nelson S. Román, Justices.

-----X
Lenders Capital LLC,
Plaintiff,

-against-

M-5428
Index No. 380425/08

Ranu Realty Corp., et al.,
Defendants-Respondents,

New York State Department of
Taxation & Finance, et al.,
Defendants,

Viktoriya Zavelina,
Intervenor-Appellant.

-----X

Intervenor-appellant having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on October 16, 2012 (Appeal No. 8309), for poor person relief, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied in all respects.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
Karla Moskowitz
Rosalyn H. Richter
Sheila Abdus-Salaam
Paul G. Feinman, Justices.

-----X

The People of the State of New York,
Respondent,

M-4739

-against-

Ind. No. 3131/03

Jose Aguilar, also known as Jose
Luis Aguilar,
Defendant-Appellant.

-----X

An order of this Court having been entered on September 30, 2004 (M-2222), granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about June 30, 2004,

And defendant-appellant having moved for an order relieving Robert S. Dean, Esq. as assigned counsel for defendant and to substitute retained counsel, Brian Blumenfeld, Esq., to prosecute defendant's appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of striking the designation of assigned counsel Robert S. Dean, Esq., as counsel to prosecute defendant's appeal. So much of the motion which seeks to substitute retained counsel as counsel on the appeal is denied, as unnecessary. The time to perfect the appeal is enlarged to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Leland G. DeGrasse
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
Hui Dao Zhu,

Plaintiff-Respondent,

-against-

M-5563
Index No. 400281/07

New York City Transit Authority,
et al.,

Defendants-Appellants.
-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about January 10, 2012,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Leland G. DeGrasse
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----x
The People of the State of New York,

Plaintiff-Respondent,

-against-

M-5712
Ind. No. 6425/08

The John Galt Corporation,

Defendant-Appellant.
-----x

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about October 18, 2011,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Leland G. DeGrasse
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----x
Luis Berrios,
Plaintiff-Respondent,

-against-

The City of New York, et al.,
Defendants,

Tri-Messine Construction Co.,
Defendant-Appellant,

M-5305
M-5382
Index No. 302618/08

-and-

Step-Mar Contracting Corp.,
Defendant-Appellant.

- - - - -
[And a third-party action]

-----x

Separate appeals having been take from the order of the Supreme Court, Bronx County, entered on or about January 24, 2012,

And defendant-appellant Step-Mar Contracting Corp. (M-5305) and defendant-appellant Tri-Messine Construction Co. (M-5382) having moved separately for an enlargement of time to perfect their respective appeals,

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motions are granted to the extent of enlarging the time to perfect the respective appeals to the May 2013 Term. The Clerk is directed to calendar the appeals for hearing together during said May 2013 Term, is so perfected.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
John W. Sweeny, Jr.
Karla Moskowitz
Dianne T. Renwick, Justices.

-----x
Harry Weiss, Inc.,
Plaintiff-Appellant,

-and-

E.W. International Diamonds, Inc.,
Plaintiff,

-against-

M-4847
Index No. 109435/09

Mendez Moskowitz, et al.,
Defendants-Respondents,

-and-

Saul Bawabah, etc., et al.,
Defendants.

- - - - -
[And a third-party action]

-----x
Plaintiff-appellant having moved for a stay of trial pending hearing and determination of the appeal from the order of the Supreme Court, New York County, entered on or about September 17, 2012 (mot. seq. no. 008),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted on condition plaintiff-appellant perfects the appeal on or before February 19, 2013 for the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Karla Moskowitz
Leland G. DeGrasse
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----x

Manuel Mayo, et al.,
Plaintiffs-Respondents,

M-5202

-against-

Index No. 115545/08

Metropolitan Opera Association, Inc.,
et al.,
Defendants-Appellants-Respondents.

- - - - -

Metropolitan Opera Association, Inc.,
Third-Party Plaintiff-Appellant-
Respondent,

-against-

Stauss Painting, Inc., et al.,
Third-Party Defendant-Respondent-
Appellants,

Index No. 590119/09

-and-

Nova Casualty Company,
Third-Party Defendant-Respondent.

-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about July November 4, 2011 (mot. seq. nos. 014, 015),

And Ahmuty, Demers & McManus, counsel for defendant/third-party plaintiff-appellant-respondent Metropolitan Opera Association, Inc. and defendant-appellant-respondent Lincoln Center for the Performing Arts, Inc., having moved for leave to withdraw as counsel for said parties, for an enlargement of time to perfect the appeal, and for a stay of proceedings pending hearing and determination of the appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal and cross appeal to the June 2013 Term, and permitting the law firm of Ahmuty, Demers & McManus to withdraw as counsel. The motion is otherwise denied, without prejudice to seeking additional relief in Supreme Court.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,
David Friedman
Leland G. DeGrasse
Nelson S. Román
Judith J. Gische, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-4917

Ind. No. 1585/00

Al Rosa,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about May 26, 2010, **denying resentence,**

And assigned counsel, Richard M. Greenberg, Esq., having moved for an order dismissing the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of deeming the appeal withdrawn.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X

Eddy Rodriguez,

Plaintiff-Appellant,

-against-

Leggett Holdings, LLC, et al.,

Defendants-Respondents.

-----X

M-3364

Index No. 303734/07

Defendants-respondents having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on June 19, 2012 (Appeal No. 6866),

Now, upon reading and filing the papers with respect to the motion, and the correspondence of counsel for defendants-respondents, dated November 16, 2012, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,
David Friedman
Leland G. DeGrasse
Nelson S. Román
Judith J. Gische, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5180

Ind. No. 1957/03

Robert Jones, also known as Robert L.
Jones,
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of **resentence** of the Supreme Court, New York County, rendered on or about October 25, 2010,

And Robert S. Dean, Esq., assigned counsel for defendant-appellant having moved the dismissal of the aforesaid appeal as having been rendered moot by the appeal from the judgment of **resentence** rendered on or about November 22, 2010,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of deeming the appeal from the judgment of **resentence** rendered on or about October 25, 2010 withdrawn.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. Richard T. Andrias, Justice Presiding,
David Friedman
Leland G. DeGrasse
Nelson S. Román
Judith J. Gische, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5152
Ind. No. 1798/10

Paul Bright,
Defendant-Appellant.

-----X

An order of this Court having been entered on October 11, 2012 (M-3513), substituting Robert S. Dean, Esq., as counsel to prosecute the appeal from the judgment of the Supreme Court, New York County, rendered on or about December 14, 2010; and a motion having been made to relieve such counsel, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of striking the designation of assigned counsel Robert S. Dean, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York, 10007, Telephone No. 212-402-4100, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Rosalyn H. Richter
Nelson S. Román, Justices.

-----X
Jemcom Acquisitions LLC,

Plaintiff-Appellant,

-against-

East 170 Street Realty Corporation,

Defendant-Respondent.
-----X

M-4957

Index No. 304267/10

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about April 25, 2012,

And plaintiff-appellant having moved for a stay of all proceedings pending hearing and determination of the appeal,

Now, upon reading and filing the papers with respect to the motion, and the correspondence from counsel for plaintiff-appellant, dated November 19, 2012, and the and due deliberation having been had thereon, it is

Ordered that the motion is deemed withdrawn. The interim relief granted by an order of a Justice of this Court dated October 22, 2012 is vacated.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Rosalyn H. Richter
Nelson S. Román, Justices.

-----X

Jonathan Ullman,

Plaintiff-Appellant,

-against-

Kazuko Hillyer,

Defendant-Respondent.

-----X

M-5278

Index No. 110068/11

Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Supreme Court, New York County, entered on or about October 16, 2012, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----x
HDI-Gerling American Insurance Company,
et al.,
Plaintiffs-Respondents,

-against-

M-5526
Index No. 102922/11

Zurich American Insurance Co., et al.,
Defendants-Appellants.
-----x

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about January 30, 2012,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

PRESENT: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
John Devadas and Saramma Devadas,
Plaintiffs-Respondents-Appellants,

-against-

M-5601
Index No. 107637/07

Kevin Niksarli, M.D., Newsight Laser
Center, PLLC,
Defendants-Appellants-Respondents.

-----X

An appeal and cross appeal having been taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about August 12, 2011,

And defendants-appellants having moved for an enlargement of time to perfect their direct appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X

The Reed Foundation, Inc.,
Petitioner-Respondent,

M-5556

-against-

Index No. 653482/12

Franklin D. Roosevelt Four Freedoms
Park, LLC,
Respondent-Appellant.

-----X

A purported appeal having been taken from a memorandum decision of the Supreme Court, New York County, entered on or about October 19, 2012; and an appeal having been taken from an order on consent of said Supreme Court, entered on or about November 19, 2012, and said appeal having been perfected,

And respondent-appellant having moved for a preference on the aforesaid appeal and purported appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of directing the Clerk to calendar the aforesaid perfected appeal from the order entered on or about November 19, 2012 during the first week of the March 2013 Term. Sua sponte, the appeal taken from the memorandum decision entered on or about October 19, 2012 is dismissed, as taken from a non-appealable paper, without prejudice to arguments on the appeal from the order entered on or about November 19, 2012.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Rosalyn H. Richter
Nelson S. Román, Justices.

-----X
Alexander Gliklad,
Plaintiff-Respondent,

-against-

M-5352
Index No. 602335/09

Michael Cherney,
Defendant-Appellant.

-----X
Michael Cherney,
Counterclaim-Plaintiff-Appellant,

-against-

Alexander Gliklad,
Counterclaim-Defendant-Respondent.

-----X

Defendant-counterclaim-plaintiff-appellant having moved for an enlargement of time in which to perfect the appeals from orders of the Supreme Court, New York County, entered on or about February 3, 2012 (mot. seq. no. 019) and July 19, 2012 (mot. seq. no. 023) respectively,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeals, which are sua sponte consolidated, to the June 2013 Term. Appellant is directed to prosecute the consolidated appeals upon 9 copies of one record and of one set of appellant's points covering the appeals.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
Rock J. Walker,
Plaintiff-Appellant,

-against-

M-5513
Index No. 113279/07

Scott Foreman, also known as Skot
Foreman,
Defendant-Respondent.

-----X

Separate appeals having been taken to this Court from the order of the Supreme Court, New York County, entered on or about May 6, 2011 (mot. seq. no. 012), and from the judgment of said Court entered on or about July 14, 2011, respectively, and said appeals having been perfected on a single appendix and supplemental appendix,

And defendant-respondent having moved to strike the appellant's reply brief upon the grounds that it was not timely served, to strike certain arguments made by plaintiff-appellant, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion denied, without prejudice to defendant-respondent to raising the aforesaid issues at oral argument.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Rosalyn H. Richter
Nelson S. Román, Justices.

-----x
Theodore Bohn,
Plaintiff-Respondent/Appellant,

-against-

176 W. 87th St. Owners Corp.,
Defendant-Appellant,

Steinhardt Management, Inc.,
Defendant-Appellant,

M-5359
Index No. 102357/11

Seth Friedland, Esq., et al.,
Defendant/Appellant,

Richard Feldman, Esq., et al.,
Defendants-Appellants.

Robert I. Cantor, Esq.,
Non-Party Respondent.
-----x

An appeal having been taken to this Court by defendant 176 W. 87th St. Owners Corp. from the order of the Supreme Court, New York County, entered on or about April 17, 2012 (mot. seq. no. 006); and an appeal having been taken to this Court by defendants Richard Feldman, Esq., et al. from the order of said Court entered on or about April 18, 2012 (mot. seq. no. 008), and said appeals having been jointly perfected upon a single record and set of appellants' points (Cal. No. 1285),

And a separate appeal having been taken to this Court by defendant Steinhardt Management, Inc. from the order of said Court entered on or about April 18, 2012 (mot. seq. no. 008), and said appeal having been separately perfected (Cal. No. 1607),

And a separate appeal having been taken to this Court by Seth Friedland, Esq., et al. from the order of said Court entered on or about April 18, 2012 (mot. seq. no. 008),

And plaintiff having taken separate appeals from orders of said Court entered on or about April 17, 2012 (mot. seq. no. 005) and May 16, 2012 (mot. seq. no. 011), respectively,

And an order of this Court having been entered on October 11, 2012 (M-4020), inter alia, consolidating plaintiff's appeals from the orders entered on or about April 17, 2012, enlarging the time to perfect same to the January 3013 Term, and adjourning the perfected appeals from the orders entered on or about April 17, 2012 and April 18, 2012 to the aforesaid January 2013 Term (Cal. Nos. 1285/1607),

And plaintiff Theodore Bohn having moved for an enlargement of time to perfect the appeals from the orders entered on or about April 17, 2012 (mot. seq. no. 005) and May 16, 2012 (mot. seq. no. 011), respectively,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging plaintiff's time to perfect the appeals from the orders entered on or about April 17, 2012 and May 16, 2012 to the May 2013 Term. Sua sponte, the appeals under Cal. Nos. 1285, 1607 and 1951 are adjourned to said May 2013 Term. The Clerk is directed to calendar the perfected appeals and non-perfected appeals on the same day in said Term if said unperfected appeals are so perfected.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present: Hon. David Friedman, Justice Presiding,
Karla Moskowitz
Rolando T. Acosta
Leland G. DeGrasse, Justices.

-----X
Richard Chun,
Plaintiff-Respondent,

-against- Index No. 102498/08
M-3155

Sook-Cha Kim,
Defendant-Appellant.
-----X

A decision and order of this Court having been entered on October 8, 2009 (Appeal Nos. 1266-1267), unanimously reversing the judgment of the Supreme Court, New York County, rendered on or about May 7, 2009, vacating same, and remanding the matter for further proceedings,

And defendant-appellant having moved for an order directing plaintiff-respondent to make restitution, for a stay of proceedings, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion for restitution is denied, without prejudice to renewal in Civil Court of the City of New York, New York County. So much of the motion which seeks a stay is denied, as moot.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David Friedman, Justice Presiding,
Dianne T. Renwick
Sallie Manzanet-Daniels
Nelson S. Román
Darcel D. Clark, Justices.

-----x

Banc of America Securities LLC,
Plaintiff-Respondent,

-against-

Solow Building Company II, L.L.C.,
Defendant-Appellant,

M-5858
Index No. 600759/04

-and-

Bank of America Corporation,
Additional Defendant-Respondent
on Counterclaim.

-----x

An appeal having been taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 7, 2012 (mot. seq. no. 016), and said appeal having been perfected,

And defendant-appellant having moved for leave to file a supplemental record on appeal, and for other relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

PRESENT: Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Nelson S. Román, Justices.

-----X
American Home Assurance Company,
Plaintiff-Appellant,

-against-

Highrise Construction Company, et al.,
Defendants-Respondents.

M-5675
Index No. 110838/10

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about December 15, 2011,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Jhon Gallego,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Joy Contractors, Inc., et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5020
Index No. 402179/08

-against-

Favelle Favco Cranes (USA), et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 19, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
Fireman's Fund Insurance Company, as subrogee of NY Crane & Equipment Corporation,
Plaintiff,

-against-

East 51st Street Development Company, LLC,
Defendant-Appellant,

Reliance Construction Group, et al.,
Defendants.

- - - - -
East 51st Street Development Company, LLC,
Third-Party Plaintiff-Appellant,

M-5021
Index No. 113484/08

-against-

Joy Contractors, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Sherry Olan Berner,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

The City of New York, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5026
Index No. 107621/09

-against-

Rapetti Rigging Services, Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

Greater New York Mutual Insurance Company, as subrogee of KBL 51st Street Limited Partnership, etc.,
Plaintiff,

-against-

M-5027
Index No. 116350/08

East 51st Street Development Company, LLC,
Defendant-Appellant,

Reliance Construction, Ltd., doing business as RCG Group, Ltd., et al.,
Defendants.

Metro Wire Rope Corporation,
Third-Party Plaintiff,

-against-

Index No. 590101/09

Lifetex, et al.,
Third-Party Defendants.

East 51st Street Development Company, LLC,
Second Third-Party Plaintiff-Appellant,

-against-

Consolidated Edison Company of New York, Inc., et al.,
Second Third-Party Defendants,

-and-

Langan Engineering & Environmental Services, Inc.,
Second Third-Party Defendant-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
William Rapetti, et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Group, et al.,
Defendants.

- - - - -

East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5028
Index No. 107688/08

-against-

Joy Contractors, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
Eleni Papaioannou, et al.,
Plaintiffs,

-against-

Reliance Construction Group, et al.,
Defendants,

East 51st Street Development Company,
LLC,
Defendant-Appellant.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5029
Index No. 104777/09

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
John D. La Greco, etc., et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Kennelly Development LLC, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5030
Index No. 107527/09

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 19, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Margaret R. Schorsch,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Ltd., doing
business as RCG Group, Inc., et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5031
Index No. 108439/09

-against-

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
Adam White, Esq., etc., et al.,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Group, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5032
Index No. 105656/08

-against-

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

Richard Solomon,
Plaintiff,

-against-

Kennelly Development Company, LLC,
et al.,
Defendants,

East 51st Street Development Company,
LLC,
Defendant-Appellant.

East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5033
Index No. 114922/08

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

Matthew Depouli, et al.,
Plaintiffs,

-against-

Kennelly Development Company, LLC,
et al.,
Defendants,

M-5034
Index No. 105934/09

East 51st Street Development Company,
Defendant-Appellant,

-and-

Langan Engineering & Environmental Services, Inc.,
Defendant-Respondent.

-----x

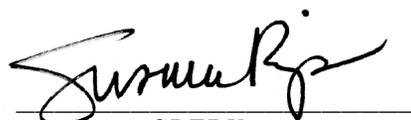
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 19, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Robert Tucker, et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Group, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5035
Index No. 103306/09

-against-

Rapetti Rigging Services, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Ascot Properties LLC,
Plaintiff,

-against-

M-5038
Index No. 106378/09

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Group, et al.,
Defendants,
- - - - -

East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

-against-

Index No. 590548/09

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Bettina Trachtenberg,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Group, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5039
Index No. 108065/10

-against-

The City of New York, et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08
- - - - -

Stonington Insurance Company as subrogee of Fubar Partners, Inc., Trading as Fubar, Plaintiff,

-against-

M-5040
Index No. 103604/09

East 51st Street Development Company, LLC, Defendant-Appellant,

Reliance Construction Ltd., doing business as RCG Group, Ltd., et al., Defendants.

- - - - -
Metro Wire Rope Corporation, Third-Party Plaintiff,

-against-

Liftex, et al., Third-Party Defendants.

Index No. 590495/09

- - - - -
East 51st Street Development Company, LLC, Second Third-Party Plaintiff-Appellant,

-against-

Consolidated Edison Company of New York, Inc., et al., Second Third-Party Defendants,

-and-

Langan Engineering & Environmental Services, Inc., Third-Party Defendant-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

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ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Jean Squeri,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Kennelly Development Company, LLC,
et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5041
Index No. 103802/09

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

Harleysville Insurance Company of New York, etc.,
Plaintiff,

-against-

East 51st Street Development Company, LLC,
Defendant-Appellant,

Reliance Construction, Ltd., doing business as RCG Group, Ltd.,
Defendants.

Metro Wire Rope Corporation,
Third-Party Plaintiff,

M-5042
Index No. 107752/10

-against-

Lifetex, et al.,
Third-Party Defendants.

East 51st Street Development Company, LLC,
Second Third-Party Plaintiff-Appellant,

-and-

Kennelly Development Company, LLC,
Second Third-Party Plaintiff,

-against-

Consolidated Edison Company of New York, Inc., et al.,
Second Third-Party Defendants,

-and-

Langan Engineering & Environmental Services, Inc.,
Second Third-Party Defendant-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

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CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Jerrold E. Hyams,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Ltd., doing
business as RCG Group, Inc., et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5043
Index No. 108438/09

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

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CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Katia Azouaoui,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Constructions Group, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5044
Index No. 108716/10

-against-

The City of New York, et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

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CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
Jennifer Battistello, et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Kennelly Development LLC, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5046
Index No. 111409/08

-against-

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

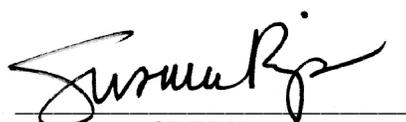
-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 18, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

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It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Rebecca Kerrs, et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction Limited,
et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5047
Index No. 104591/09

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
American Bankers Insurance Company of Florida, as subrogee of Lauren and Sean Cutrona, et al.,
Plaintiffs,

-against-

Reliance Construction Ltd., doing business as RCG Group, Inc., et al., Defendants, M-5080
Index No. 100754/09

-and-

Langan Engineering & Environmental Services, Inc.,
Defendant-Respondent.

- - - - -
Reliance Construction Ltd., doing business as RCG Group, Inc., et al.,
Third-Party Plaintiff,

-against- Index No. 590307/09

East 51st Street Development Company, LLC,
Third-Party Defendant-Appellant.

- - - - -
[And a second third-party action]

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Richard Antonietello, et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

The City of New York, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5084
Index No. 102024/09

-against-

Rapetti Rigging Services Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
Yu Ting Li, also known as Kelly Li,
et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Kennelly Development LLC, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5097
Index No. 114710/10

-against-

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Bruce Bernstein, et al.,
Plaintiffs,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Kennelly Development LLC, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5098
Index No. 103498/09

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 19, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

Colette E. Landers,
Plaintiff,

-against-

Ascot Properties, LLC,
Defendants,

East 51st Street Development Company,
LLC,
Defendant-Appellant

East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5179
Index No. 106048/09

-and-

Kennelly Development Company, LLC,
et al.,
Third-Party Plaintiffs,

-against-

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

- - - - -
Crave Foods Inc., doing business as
Crave Ceviche Restaurant,
Plaintiffs,

-against-

Rapetti Rigging Services, Inc.,
et al.,
Defendants,

East 51st Street Development Company,
LLC,
Defendant-Appellant.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5196
Index No. 117452/08

-against-

Favelle Favco Cranes (USA), Inc.,
et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Collapse Litigation Index No. 769000/08

Everest Reinsurance Company, as assignee
of New Hampshire Insurance Company,
et al.,
Plaintiffs,

-against-

M-5198
Index No. 103779/09

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Construction, Ltd., doing
business as RCG Group, Ltd., et al.,
Defendants.

Metro Wire Rope Corporation,
Third-Party Plaintiff,

-against-

Index No. 590348/09

Lifetex, et al.,
Third-Party Defendants.

East 51st Street Development Company,
LLC,
Second Third-Party Plaintiff-
Appellant,

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Second Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Second Third-Party Defendant-
Respondent.

-----x

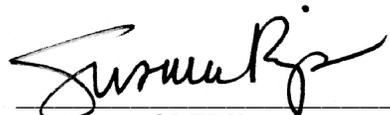
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Victor Guanaquiza,
Plaintiff,

-against-

East 51st Street Development Company,
LLC,
Defendant-Appellant,

Reliance Constructions Group, et al.,
Defendants.

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

M-5203
Index No. 108543/10

-against-

Consolidated Edison Company of
New York, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 17, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Darcel D. Clark, Justices.

-----x
In Re: East 51st Street Crane Index No. 769000/08
Collapse Litigation

- - - - -
Chris Garcia,
Plaintiff,

-against-

The City of New York, et al.,
Defendants,

East 51st Street Development Company,
LLC,
Defendant-Appellant

M-5209

- - - - -
East 51st Street Development Company,
LLC,
Third-Party Plaintiff-Appellant,

Index No. 111879/09

-against-

Joy Contractors, Inc., et al.,
Third-Party Defendants,

-and-

Langan Engineering & Environmental
Services, Inc.,
Third-Party Defendant-Respondent.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 19, 2012,

And appellant East 51st Street Development Company, LLC having moved for an enlargement of time to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2013 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2013.

Present - Hon. David B. Saxe, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----x

New York City Housing Authority
Plaintiff-Appellant,

-against-

M-5134
M-5758
Index No. 400159/08

Pro Quest Security, Inc., et al.,
Defendants-Respondents.

-----x

And appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about September 7, 2011 (mot. seq. no. 002),

And defendants-respondents having moved for leave to strike the record on appeal in its entirety for containing documents that are de hors the record or, in the alternative, striking pp. 16-21E and pp. 222-390 from the record on appeal as well as any references in the plaintiff-appellant's brief pertaining thereto, directing plaintiff-appellant to supplement the record on appeal, and for related relief (M-5134),

And plaintiff-appellant having cross-moved for an order enlarging the record on appeal to include the documents defendants-respondents state are de hors the record or, in the alternative, to take judicial notice of said documents, and for other relief (M-5758),

Now, upon reading and filing the papers with respect to the motion and cross motion, and due deliberation having been had thereon,

The motion is granted only to the extent of directing defendants-respondents to file a respondents' brief on or before February 27, 2013 for the April 2013 Term, without prejudice to

further stipulation by the parties, and the motion is otherwise denied, and it is further,

Ordered that the cross motion is granted to the extent of enlarging the record on appeal to include the documents appearing in the record currently filed at pp. 222-390 and otherwise denied, as unnecessary, with respect to the material appearing therein at pp. 16-21E, and the cross motion is otherwise denied.

ENTER:


CLERK

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: **Hon. Angela M. Mazzarelli,**
Justice of the Appellate Division

-----X
The People of the State of New York,

M-4553
Ind. No. 4854/03

-against-

CERTIFICATE
DENYING LEAVE

Steven Mears,

Defendant.
-----X

I, Angela M. Mazzarelli, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County (Edward J. McLaughlin, J.), entered on or about May 22, 2012, is hereby denied.



Justice

Dated: New York, New York
12 / 28 / 2012

ENTERED JAN 15 2013

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. Richard T. Andrias,
Associate Justice

-----X
The People of the State of New York,

Respondent,

M-5586
Ind. No. 1888/01

-against-

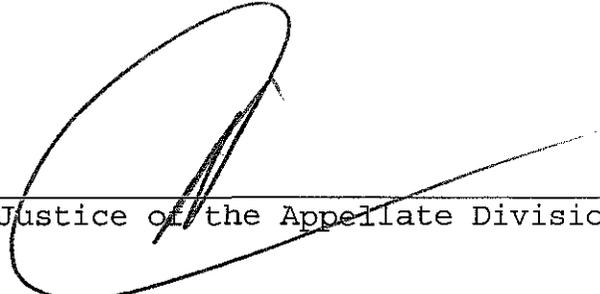
CERTIFICATE
DENYING LEAVE

Mark Williams,

Defendant.
-----X

I, Richard T. Andrias, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law Section 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the Order of the Supreme Court, New York County, (Roger S. Hayes, J.), entered December 16, 2011, which denied defendant's motion pursuant to CPL 440.10, is hereby denied.

Dated: New York, New York
December 17, 2012


Justice of the Appellate Division

ENTERED

JAN 15 2013

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. Richard T. Andrias,
Associate Justice

-----X
The People of the State of New York,

Respondent,

M-4704
Ind. No. 6653/99

-against-

CERTIFICATE
DENYING LEAVE

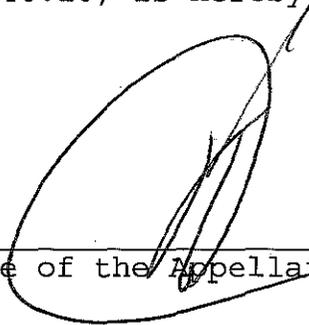
Woodrow Flemming,

Defendant.

-----X

I, Richard T. Andrias, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law Section 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the Order of the Supreme Court, Bronx County, (Denis J. Boyle, J.), entered on or about April 12, 2012, which denied defendant's motion pursuant to CPL 440.10, is hereby denied.

Dated: New York, New York
December 17, 2012


Justice of the Appellate Division

ENTERED

JAN 15 2013

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Rolando T. Acosta
Justice of the Appellate Division

-----X
The People of the State of New York,

M - 5701
Ind. No. 2355/07

-against-

CERTIFICATE
DENYING LEAVE

Eftim Joco,

Defendant.

-----X

I, Rolando T. Acosta, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from orders of the Supreme Court, New York County, entered on or about March 21, 2012 is denied.



Hon. Rolando T. Acosta
Associate Justice

Dated: December 20, 2012
New York, New York

ENTERED: JAN 15 2013

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. KARLA MOSKOWITZ
Justice of the Appellate Division
-----X

The People of the State of New York,

-against-

M-5194
Ind. No. 3812-91

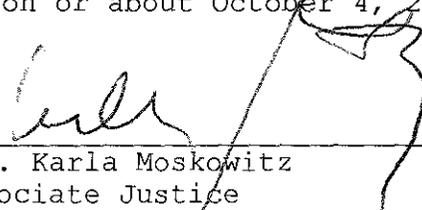
CERTIFICATE
GRANTING LEAVE

Aubrey Barnes,

Defendant.
-----X

I, Karla Moskowitz, a Justice of the Appellate Division, First Judicial Department, do hereby certify that in the proceedings herein questions of law or fact are involved which ought to be reviewed by the Appellate Division, First Judicial Department, and, pursuant to Section 460.15 of the Criminal Procedure Law, permission is hereby granted to the above-named defendant to appeal to the Appellate Division, First Judicial Department, from the order of the Supreme Court, Bronx County, entered on or about November 9, 2011, and from the order of the same court entered on or about October 4, 2012.¹

Dated: 12/21, 2012
New York, New York



Hon. Karla Moskowitz
Associate Justice

ENTERED

JAN 15 2013

NOTICE: Within 15 days from the date hereon, an appeal must be taken, and this certificate must be filed with the notice of appeal. An appeal is taken by filing, in the Clerk's office of the criminal court in which the order sought to be appealed was rendered, a written notice in duplicate that appellant appeals to the Appellate Division, First Judicial Department (Section 460.10, subd. 4, CPL), together with proof that another copy of the notice of appeal has been served upon opposing counsel. The appeal (or consolidated appeals; see footnote) must be argued within 120 days from the date of the notice of appeal, unless the time to perfect the appeal(s) is enlarged by the court or a justice thereof.

¹ In the event defendant has an existing (direct) appeal from a judgment, such appeal shall be consolidated with the appeal from the aforesaid order; and any poor person relief granted with respect to the appeal from the judgment shall be extended to cover the appeals so consolidated.

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Leland G. DeGrasse
Justice of the Appellate Division

-----X
The People of the State of New York,

M-5605
Ind. No. 1609/05

-against-

CERTIFICATE
DENYING LEAVE

Isheah Young,
Defendant.

-----X

I, Hon. Leland G. DeGrasse, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about March 11, 2012, is hereby denied.

Dated: New York, New York
December 14, 2012



Hon. Leland G. DeGrasse
Justice of the Appellate Division

ENTERED

JAN 15 2013

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. KARLA MOSKOWITZ
Justice of the Appellate Division

-----X
The People of the State of New York,

M-5194A
Ind. No. 3812-91

-against-

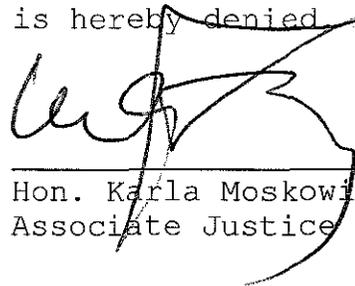
CERTIFICATE
DENYING LEAVE

Aubrey Barnes

Defendant.

-----X

I, Karla Moskowitz, a Justice of the Appellate Division,
First Judicial Department, do hereby certify that, upon
application deemed timely made by the above-named defendant for a
certificate pursuant to Criminal Procedure Law, sections 450.15
and 460.15, and upon the record and proceedings herein, there is
no question of law or fact presented that ought to be reviewed by
the Appellate Division, First Judicial Department, and permission
to appeal from the order of the Supreme Court, Bronx County,
entered on or about April 5, 2012, is hereby denied.



Hon. Karla Moskowitz
Associate Justice

Dated: 12/21, 2012
New York, New York

ENTERED

JAN 15 2013