

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 March 26, 2013.

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

Presiding Justice,  
  
  
  
Justices.

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

-against-

M-593  
Ind. No. 3447/00

Bobby C. Lango,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of **resentence** of the Supreme Court, New York County, entered on or about September 13, 2012, for leave to have the appeal heard upon 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 granted to the extent of permitting the appeal to be heard upon the original record 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 **resentence**. 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11<sup>th</sup> Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 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-581  
Ind. No. 4079/09

Nathaniel Croskey,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about February 2, 2012, for leave to have the appeal heard 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 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, 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, 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

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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-582  
Ind. Nos. 14/11  
3505/10

Felipe Domingues,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about May 10, 2012, for leave to have the appeal heard 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 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 March 26, 2013.

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

Presiding Justice,  
  
  
Justices.

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

-against-

M-583  
Ind. No. 4556/02

Earl Garvin,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of **resentence** of the Supreme Court, New York County, entered on or about December 13, 2012, for leave to have the appeal heard upon 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 granted to the extent of permitting the appeal to be heard upon the original record 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 **resentence**. 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11<sup>th</sup> Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 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-584  
Ind. No. 765/12

Melvin Gardner,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 12, 2012, for leave to have the appeal heard 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 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, 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 2013.

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

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

Respondent,

-against-

M-585  
Ind. No. 2742/11

Nicholas Hill,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 8, 2012, for leave to have the appeal heard 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 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 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-587  
Ind. Nos. 74423C/10  
Case No. 3974/11

Sheree Jackson,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about November 19, 2012, for leave to have the appeal heard 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 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, 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, 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.

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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 March 26, 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-588  
Ind. No. 1617/12

Dwayne Johnson,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 23, 2012, for leave to have the appeal heard 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 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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

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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-590  
Ind. No. 4999/11

Simon Khanukov,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 20, 2012, for leave to have the appeal heard 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 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.

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Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 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-595  
Ind. No. 3923/09

Angela Murray,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 20, 2012, for leave to have the appeal heard 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 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.

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Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 March 26, 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-597  
Ind. No. 4284/12

Reginald J. Primus,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 11, 2012, for leave to have the appeal heard 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 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.

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Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 2013.

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

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

Respondent,

-against-

M-598  
Ind. Nos. 5662N/10  
2591N/11

Brandy Pretto,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 13, 2012, for leave to have the appeal heard 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 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.

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Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 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-599  
Ind. No. 2614/12

Kevin Rosado,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about January 10, 2013, for leave to have the appeal heard 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 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.

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Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 2013.

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

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

Respondent,

-against-

M-603  
Ind. No. 1534/12

Jose Rojand,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 7, 2012, for leave to have the appeal heard 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 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.

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Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 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-605  
Ind. No. 3245/12

Dezmon Sardina,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 11, 2012, for leave to have the appeal heard 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 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 2013.

Present - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Dianne T. Renwick  
Rosalyn H. Richter  
Judith J. Gische, Justices.

-----x

Expo Development Corp.,  
Plaintiff-Respondent,

-against-

M-398

Index No. 305719/08

824 South East Blvd. Realty, Inc.,  
Defendant-Appellant,

New York State Department of Taxation  
and Finance,  
Defendant.

-----x

Appeals having been taken to this Court from orders of the Supreme Court, Bronx County, entered on or about September 14, 2010, February 3, 2011 and May 9, 2011, respectively,

And plaintiff-respondent having moved for leave to strike portions of the record on appeal with respect to the appeal from the order entered on or about May 9, 2011, for leave to direct defendant to re-file the brief and record with respect to said order appealed, 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, and the appeals are maintained on this Court's calendar as noticed for the September 2013 Term.

ENTER:

  
CLERK

CORRECTED ORDER - May 6, 2013

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 March 26, 2013.

Present - Hon. Luis A. Gonzalez,  
David Friedman  
Karla Moskowitz  
Leland G. DeGrasse  
Helen E. Freedman,

Presiding Justice,  
  
  
  
Justices.

-----X  
Fernando Mateo, et al.,  
Plaintiffs-Respondents,

-against-

Henry Vargas,  
Defendant-Appellant,

M-6024  
M-116  
Index No. 602043/09

-and-

Akerman Senterfitt, et al.,  
Defendants.

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

Index No. 590670/09

-----X

Defendant/third-party plaintiff having moved, by separate motions, for an enlargement of time to file a notice of appeal from the order of the Supreme Court, New York County, entered on or about February 3, 2012 [mot. seq. no. 012] (M-6024), and for leave to prosecute the aforesaid appeal as a poor person, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief (M-116),

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

It is ordered that said motions are granted to the deeming the notice of appeal timely filed [CPLR §5530(a)] (M-6024), and permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the attorney for respondent(s) and files 8 copies of such brief, together with the original record, with this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record (M-116).

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 March 26, 2013.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David B. Saxe  
Karla Moskowitz  
Sallie Manzanet-Daniels, Justices.

-----X  
The Board of Education of the City  
School District of the City of  
New York, et al.,  
Petitioners-Appellants,

-against-

M-932  
Index No. 400108/11

Steven Ostrin,  
Respondent-Respondent.

-----X

Petitioners-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 April 26, 2012, and for leave to supplement the record on appeal with certain transcripts of the relevant Education Law § 3020-a hearing,

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 September 2013 Term and granting petitioners leave to supplement the record on appeal with the aforesaid transcripts.

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 March 26, 2013.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David B. Saxe  
Leland G. DeGrasse, Justices.

-----X  
Arpi Koulaian,

Plaintiff-Appellant,

-against-

**M-165**

Index No. 100673/10

Tamara Smith, et al.,

Defendants-Respondents.

-----X

Plaintiff-appellant 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 December 13, 2012 (Appeal No. 8137),

Now, upon reading and filing the papers with respect to the motion, and the correspondence from counsel for plaintiff-appellant, dated February 19, 2013, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid correspondence.

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 March 26, 2013.

Present - Hon. Peter Tom, Justice Presiding,  
Richard T. Andrias  
Rolando T. Acosta  
Sallie Manzanet-Daniels  
Nelson S. Román, Justices.

-----x

The People of the State of New York,

Respondent,

-against-

M-5988

Ind. No. 2503/10

James S. Margulies,

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 September 9, 2011 and from the order of said Court and the judgment entered on or about September 26, 2011, 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 to perfect the appeal to the September 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 March 26, 2013.

Present - Hon. Peter Tom, Justice Presiding,  
Richard T. Andrias  
Rolando T. Acosta  
Karla Moskowitz, Justices.

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

Respondent,

-against-

M-545  
Ind. No. 2398/03

Roderick Gunn,

Defendant-Appellant.

-----X

Defendant having renewed the motion for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about April 6, 2010, for leave to have the appeal heard 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 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 March 26, 2013.

Present: Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Sheila Abdus-Salaam  
Sallie Manzanet-Daniels, Justices.

-----X

Philip Notaro, Jr.,  
Plaintiff-Appellant,

-against-

**M-239**

**M-573**

Index No. 651770/10

LF USA, INC., et al.,  
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 14, 2012,

And plaintiff-appellant having moved for an enlargement of time to perfect the aforesaid appeal (M-239),

And defendants-respondents having cross-moved for the dismissal of the aforesaid appeal (M-573),

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 plaintiff-appellant's motion is granted to the extent of enlarging the time to perfect the appeal to the September 2013 Term (M-239). Defendants-respondents cross motion is accordingly granted unless plaintiff perfects the appeal for said September 2013 Term (M-573).

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 March 26, 2013.

Present - Hon. Peter Tom, Justice Presiding,  
David B. Saxe  
Karla Moskowitz  
Sheila Abdus-Salaam  
Judith J. Gische, Justices.

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

Respondent,

-against-

M-5907  
Ind. Nos. 5270/10  
3601/10

Rejeev Kumar,

Defendant-Appellant.

-----X

Defendant having renewed the motion for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about June 28, 2012, for leave to have the appeal heard 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 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, 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 2013.

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

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

-against-

M-5848  
Ind. No. 4092/07

Marcos Manon, also known as  
Marcos Manon, Jr.,  
Defendant-Appellant.

-----X

An order of this Court having been entered on April 19, 2011 (M-1129), granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about July 23, 2009, and assigning Richard M. Greenberg, Esq., as counsel to prosecute the appeal; 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 Richard M. Greenberg, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11<sup>th</sup> Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 2013.

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

-----x  
In the Matter of the Application of  
John Schwartz,  
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-5900  
of the CPLR, Index No. 107858/11

-against-

Edna Wells Handy, etc., et al.,  
Respondents-Respondents.  
-----x

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about April 8, 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 September 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 March 26, 2013.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Dianne T. Renwick  
Darcel D. Clark, Justices.

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

Respondent,

-against-

M-102  
Ind. No. 4987/09

Henry Vargas,

Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme  
Court, New York County, rendered on or about April 21, 2010,

An defendant-appellant, pro se, having moved to enlarge the  
record on appeal and to be provided with minutes of certain Grand  
Jury proceedings,

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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Helen E. Freedman  
Rosalyn H. Richter  
Judith J. Gische, Justices.

-----x  
530 West 28<sup>th</sup> Street, L.P.,

Plaintiff-Appellant,

-against-

M-382  
Index No. 651709/10

RN Realty, LLC, et al.,

Defendants-Respondents.  
-----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 April 23, 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 September 2013 Term, with no further enlargements.

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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Dianne T. Renwick  
Darcel D. Clark, Justices.

-----x

In the Matter of the Arbitration and  
Certain Controversies Between

Joseph Ajeleye,  
Petitioner-Appellant,

M-191

For an Order Pursuant to Article 75  
and 78 of the CPLR,

Index No. 104886/11

-against-

Department of Education of the  
City of New York, et al.,  
Respondents-Respondents.

-----x

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 27, 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 September 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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Dianne T. Renwick  
Darcel D. Clark, Justices.

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

Respondent,

-against-

M-112  
Ind. No. 5471/11

Thomas Webb,

Defendant-Appellant.

-----X

Defendant having renewed the motion for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about June 7, 2012, for leave to have the appeal heard 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 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, 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, 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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Dianne T. Renwick  
Darcel D. Clark, Justices.

-----X

Armand Retamozzo,  
Plaintiff-Appellant,

-against-

M-131  
Index No. 113920/09

Diana Friedland, et al.,  
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, entered on or about July 27, 2012, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that said motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serve a one copy of such brief upon the attorney for respondents and file 8 copies of such brief, together with the original record, with this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and 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 March 26, 2013.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
David B. Saxe  
Leland G. DeGrasse  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

**M-521**

Ind. Nos. 3991/10  
5135/11

Dennis Watkins,  
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about July 5, 2012,

And defendant-appellant having moved for leave to proceed pro se on the appeal, 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 a letter having been issued by the Court to defendant on January 23, 2013, advising him of the consequences of proceeding pro se, and defendant having responded hereto on February 27, 2013; and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of allowing defendant-appellant to proceed pro se, 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 serve one copy of such brief upon the District Attorney of said county and file 10 reproduced copies of such brief, together with the original record, with 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, of the plea or trial and sentence.

The Clerk is directed to forward to the Warden of the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, the transcript to be made available to defendant, without charge, and returned by him to this Court when submitting his pro se appellate brief.

The time in which defendant shall perfect his appeal is enlarged until 120 days from the date of filing the record or the date of this order, whichever is later. Defendant is advised that the appeal will not be heard unless and until all material furnished to him has been returned to this Court. (See M-521A, 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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Karla Moskowitz  
Leland G. DeGrasse  
Paul G. Feinman  
Darcel D. Clark, Justices.

-----x

Union Square Park Community Coalition,  
Inc., et al.,

Plaintiffs-Respondents,

-against-

M-1080  
Index No. 102734/12

New York City Department of Parks  
and Recreation, et al.,

Defendants-Appellants.

-----x

Defendants-appellant having moved for preference in hearing of the appeal from the order of the Supreme Court, New York County, entered on or about January 9, 2013,

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

It is ordered the motion is granted to the extent of directing the Clerk of this Court to maintain the appeal on the Court's calendar 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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Dianne T. Renwick  
Rosalyn H. Richter  
Judith J. Gische  
Darcel D. Clark, Justices.

-----X  
In the Matter of a Support Proceeding  
Under Articles 4 and 5 of the  
Family Court Act.

CONFIDENTIAL  
M-6011

- - - - -  
Fatima P.,  
Petitioner-Respondent,

Docket Nos. F-55754-09/11B

-against-

Dudley P. P., Jr.,  
Respondent-Appellant.

-----X  
Respondent-appellant having moved for leave to  
prosecute, as a poor person, the appeal from an order of the  
Family Court, New York County, entered on or about June 6, 2012,  
and for assignment of counsel, a free copy of the transcript, 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 March 26, 2013.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Rosalyn H. Richter  
Judith J. Gische  
Darcel D. Clark, Justices.

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

-against-

M-5964  
Ind. No. 1832/08  
Case No. 25926C/08

Michael Wells,  
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, Bronx County, rendered on or about August 11, 2011,

And an order of this Court having been entered on January 3, 2012 (M-5076), granting defendant-appellant leave to prosecute the aforesaid appeal, as a poor person, and related relief,

And defendant-appellant, pro se, having moved to compel court reporters to provide the transcripts of the proceeding below to assigned counsel pursuant to the aforesaid order of this Court entered on January 3, 2012 (M-5076),

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. The Clerk of Supreme Court, Bronx County, is directed to promptly have transcribed and make available to defendant's counsel, within 30 days from the date of service upon the Clerk of a copy of this order, which counsel is directed to serve upon said Clerk and individual court reporter(s) within 10 days from the date of entry hereof, a copy of the stenographic minutes of all proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. If these minutes are unavailable or do not exist, the Clerk of said Court is directed to provide a statement to that effect.

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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rosalyn H. Richter  
Judith J. Gische  
Darcel D. Clark, Justices.

-----x

The People of the State of New York,

Respondent,

-against-

M-5751

Ind. No. 49/07

Miguel E. Joaquin,

Defendant-Appellant.

-----x

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about January 21, 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 enlarging the time to perfect the appeal to the September 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 March 26, 2013.

PRESENT - Hon. Richard T. Andrias, Justice Presiding,  
David Friedman  
Rolando T. Acosta  
Helen E. Freedman  
Darcel D. Clark, Justices.

-----X

In the Matter of

Savannah Love Joy F.,  
also known as Savannah D.,

**M-444**

Docket No. B-42749/10

A Dependant Child Under 18 Years of Age Pursuant to §384-b of the Social Services Law of the State of New York.

- - - - -  
Episcopal Social Services, et al.,  
Petitioners-Respondents,

Andrea Lavalley D.,  
Respondent-Appellant.

- - - - -  
Steven Banks, Esq., The Legal Aid Society, Juvenile Rights Division,  
Attorney for the Child.

-----X

Respondent-appellant mother having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about August 7, 2012, and for assignment of counsel, a free copy of the transcript, 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 (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Steven N. Feinman, Esq., One North Broadway, Suite 412, White Plains, NY 10601, Telephone No. (914) 949-8214, as counsel for purposes of prosecuting the appeal;

(2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor<sup>1</sup> **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:

  
CLERK

---

<sup>1</sup>Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 March 26, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,  
David Friedman  
Leland G. DeGrasse  
Helen E. Freedman  
Sheila Abdus-Salaam, Justices.

-----X

In the Matter of

MLM Assets LLC,  
Plaintiff-Respondent,

-against-

M-813  
Index No. 118125/09

J.J. & P. Associates Corp. and  
Mylene Liggett,  
Defendants-Appellants,

New York State, New York City,  
Defendants.

-----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 May 11, 2013,

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 September 2013 Term, with no further enlargements to be granted.

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 March 26, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,  
David Friedman  
Leland G. DeGrasse  
Helen E. Freedman  
Sheila Abdus-Salaam, Justices.

-----X  
Jennifer Dodd, Robert Tracey, Jeremy  
Hockenstein, Joanna Samuels, Richard  
Jardine and Jenny Sun,  
Plaintiffs-Appellants-Respondents,

-against-

M-930  
Index No. 106968/10

98 Riverside Drive, LLC, Northbrook  
Management LLC, A.V.J. Realty  
Corporation and AVJ Management  
Corporation,  
Defendants-Respondents-Appellants.

-----X

An appeal and cross appeal having been taken from the order of the Supreme Court, New York County, entered on or about January 20, 2012 (mot. seq. nos. 002 and 003),

And plaintiffs-appellants-respondents 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 and cross appeal to the September 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 March 26, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,  
David B. Saxe  
Leland G. DeGrasse  
Sheila Abdus-Salaam  
Paul G. Feinman, Justices.

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

-against-

M-378  
Ind. No. 4054/11

Alfredo A. Arvelo,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from the order of the Supreme Court, New York County (Renee  
A. White, J.), entered on or about November 19, 2012, for leave to  
have the appeal heard upon the original record and upon a reproduced  
appellant's brief, for an enlargement of time in which to perfect the  
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 permitting  
the appeal to be heard on the original record 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 Clerk of the Supreme Court shall expeditiously have made  
and file with the criminal court (CPL 460.70) two transcripts of the  
stenographic minutes of the SORA hearing and any other proceedings  
before Justice White as yet not transcribed. The Clerk shall furnish  
a copy of such transcripts to appellant's counsel, Steven Banks, Esq.,  
without charge, the transcripts to be returned to this Court when  
appellant's brief is filed.

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 March 26, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,  
John W. Sweeny, Jr.  
Helen E. Freedman  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X

Terry Edmund,

Plaintiff-Appellant,

-against-

Albert Einstein Hospital, et al.,

Defendants-Respondents.

-----X

**M-380**

**M-674**

Index No. 1429/04

Appeals having been taken from an order of the Supreme Court, Bronx County, entered on or about March 16, 2012, and from judgments of said Court, entered on or about March 16, 2012 and April 13, 2012, respectively,

And plaintiff having moved to withdraw the aforesaid appeal taken from the order of the Supreme Court, entered on or about March 16, 2012 or, in the alternative, for an enlargement of time to perfect said appeal (M-380),

And plaintiff having moved for an enlargement of time to perfect the appeals taken from the aforesaid judgments entered on or about March 16, 2012 and April 13, 2012 (M-674),

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

Ordered that plaintiff's motion (M-380) is granted and the appeal taken from the order entered on March 16, 2012 is deemed withdrawn. Sua sponte, plaintiff's appeals from the judgments entered on March 16, 2012 and April 13, 2012 are consolidated and motion (M-674) is granted to the extent of enlarging the time to perfect the consolidated appeals to the September 2012 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 March 26, 2013.

Present - Hon. David Friedman,  
David B. Saxe  
Leland G. DeGrasse  
Sheila Abdus-Salaam  
Paul G. Feinman,

Justice Presiding,  
  
  
  
Justices.

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

-against-

**M-6019**  
Ind. No. 2445/10

Salita Lee,  
Defendant-Appellant.

-----X

Defendant having moved for an extension of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about July 25, 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 March 26, 2013.

PRESENT: Hon. David Friedman, Justice Presiding,  
Karla Moskowitz  
Leland G. DeGrasse  
Judith J. Gische, Justices.

-----X

Aaron Elkin,  
Plaintiff-Appellant,

-against-

M-1215  
Index No. 105411/08

Andrea Labis,  
Defendant-Respondent.

-----X

An order of this Court having been entered on September 11, 2012 (M-2992), inter alia, consolidating the appeals taken by plaintiff from orders of the Supreme Court, New York County, entered on or about April 25, 2011, with plaintiff's appeal from the order of said Court entered on or about January 20, 2012, and enlarging the time to perfect the consolidated appeals,

And an order of this Court having been entered on January 3, 2013 (M-5189) granting plaintiff a further enlargement of time to perfect said consolidated appeals to the May 2013 Term, and said appeals having been perfected,

And defendant-respondent having moved to adjourn the aforesaid consolidated appeals,

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

It is ordered that the motion is granted to the extent of adjourning the consolidated appeals to September 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 March 26, 2013.

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

-----X

The People of the State of New York,  
Respondent,

M-5634

Ind. Nos. 27/12  
28/12  
1160C/12  
1161C/12

-against-

Maurice Willis,  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which  
to file a notice of appeal from the judgment of the Supreme  
Court, Bronx County, rendered on or about February 22, 2012, for  
leave to prosecute the appeal as a poor person, 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 granted only to the extent  
of deeming the moving papers a timely filed notice of appeal.

The motion, to the extent that it seeks poor person relief,  
is denied, with leave to renew upon defendant's submission of a  
notarized affidavit, in compliance with CPLR 1101, setting forth  
the terms of defendant's retainer agreement with trial counsel,  
James Kilduff, Esq., as well as the amount and sources of funds  
for trial counsel's fee, and an explanation as to why similar  
funds are not available to prosecute this appeal. (The  
application shall include an affidavit of the source[s] of all  
funds utilized by defendant.)

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 March 26, 2013.

Present - Hon. John W. Sweeny, Jr.,                      Justice Presiding,  
                    Rolando T. Acosta  
                    Nelson S. Román  
                    Paul G. Feinman  
                    Darcel D. Clark,                      Justices.

-----x

Flor Ruiz,  
Plaintiff-Respondent,

-against-

M-951  
Index No. 309966/08

Allan J. Anderson and Erik J. Anderson,  
Defendants-Appellants,

Ebrahim Gohari and Dorit Gohari,  
Defendants.

-----x

Defendants-appellants having moved for a stay of trial pending hearing and determination of the appeal from the order of the Supreme Court, Bronx County, entered on or about February 19, 2013,

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, and the interim relief granted by order of a Justice of this Court dated February 20, 2013, 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 March 26, 2013.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Rolando T. Acosta  
Nelson S. Román  
Paul G. Feinman  
Darcel D. Clark, Justices.

-----X  
Lawrence Kaplan,  
Plaintiff-Appellant,

-against-

M-869  
Index No. 112252/10

U.S. Coal Corporation,  
Defendant-Respondent,

East Coast Miner LLC,  
Proposed Defendant-Intervenor.  
-----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 January 25, 2012 (mot. seq. nos. 001, 002),

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 September 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 March 26, 2013.

Present - Hon. John W. Sweeny, Jr.,           Justice Presiding,  
                  Rolando T. Acosta  
                  Nelson S. Román  
                  Darcel D. Clark,               Justices.

-----x

Aba Ibragimov, et al.,

Plaintiffs-Appellants,

-against-

M-711

Index No. 651008/11E

Leonard Sessa, et al.,

Defendants-Respondents.

-----x

Plaintiffs-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 April 16, 2012 (mot. seq. nos. 002, 003),

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 September 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 March 26, 2013.

Present - Hon. John W. Sweeny, Jr.,            Justice Presiding,  
                 Rolando T. Acosta  
                 Nelson S. Román  
                 Paul G. Feinman  
                 Darcel D. Clark,                    Justices.

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

Respondent,

-against-

M-885  
Ind. No. 5047/01

Clive Scott,

Defendant-Appellant.  
-----x

Respondent having moved for dismissal of the appeal from the order of the Supreme Court, New York County (Stone, J.), entered on or about June 7, 2010, by reason of defendant's deportation,

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, without prejudice to respondent raising the issues upon hearing of the appeal. Sua sponte, the appeal is adjourned to the October 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 March 26, 2013.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
David B. Saxe  
Leland G. DeGrasse  
Sheila Abdus-Salaam  
Paul G. Feinman, Justices.

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

-against-

Kevin C. Clor,  
Defendant-Appellant.

M-140  
Ind. No. 5866/11

-----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 August 8, 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 moving papers a timely filed notice of appeal 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688 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 March 26, 2013.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
David B. Saxe  
Leland G. DeGrasse  
Sheila Abdus-Salaam  
Paul G. Feinman, Justices.

-----X  
In the Matter of the Application of  
Tri-Rail Construction Inc.,  
Petitioner-Respondent,

For an Order Pursuant to Article 78  
of the CPLR, etc.,

-against-

M-127  
Index No. 113454/11

Environmental Control Board of the  
City of New York a Division of the  
Office of Administrative Trials  
and Hearings,  
Respondent-Appellant.

-----X

Respondent-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 March 8, 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 September 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 March 26, 2013.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
David B. Saxe  
Leland G. DeGrasse  
Sheila Abdus-Salaam  
Paul G. Feinman, Justices.

-----X  
Patrece Lynes, as Adminstratrix  
of the Estate of Geonny Williams,  
Deceased,  
Plaintiff-Respondent,

-against-

M-174  
Index No. 18047/07

Jian Tiang, M.D., Hsiang Chen, M.D.  
and the Mount Sinai Hospital,  
Defendants-Appellants,

-and-

Robert Green, M.D.,  
Defendant.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about March 8, 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 September 2013 Term.

ENTER:

  
CLERK

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
David B. Saxe  
Leland G. DeGrasse  
Sheila Abdus-Salaam  
Paul G. Feinman, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-133  
Ind. No. 6053N/11

Alba Lowry,  
Defendant-Appellant.

-----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 May 3, 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York, 10007, Telephone No. 212-402-4100, 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 March 26, 2013.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,  
Dianne T. Renwick  
Leland G. DeGrasse  
Helen E. Freedman  
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Proceeding for Support under Article 4 of the Family Court Act.

- - - - -  
Gouchlyn L.,  
Petitioner-Appellant,

M-681  
Docket No. F35956-11/11A

-against-

Kurt K.,  
Respondent-Respondent.

- - - - -  
Steven Banks, Esq.,  
Attorney for the Child.

-----X

An appeal having been taken from an order of the Family Court, New York County, entered on or about March 19, 2012,

And an order of this Court having been entered on August 7, 2012 (M-2938), granting petitioner-appellant poor person relief to the extent of directing the Clerk of the Family Court to provide petitioner-appellant with a free copy of the transcript, and denying assignment of counsel,

And petitioner-appellant having moved for reconsideration of the aforesaid order of this Court entered on August 7, 2012 (M-2938),

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 and, sua sponte, the time to perfect the appeal is enlarged to the October 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 March 26, 2013.

Present: Hon. Rolando T. Acosta, Justice Presiding,  
Dianne T. Renwick  
Leland G. DeGrasse  
Helen E. Freedman  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Proceeding for  
Custody and/or Visitation Under  
Article 6 of the Family Court Act.

-----  
Patricia P.,  
Petitioner-Respondent,  
  
-against-

**M-647**

Docket No. V-15579/10

David L. M.,  
Respondent-Appellant.  
-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, appeals from orders of the Family Court, New York County, entered on or about January 29, 2012 and May 29, 2012, respectively, for assignment of counsel, a free copy of the transcript, 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, sua sponte, the appeals are dismissed, and the motion is denied, as academic.

ENTER:

  
CLERK



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

-----X

People of the State of New York,

Respondent,  
-against-

ORDER DENYING BAIL  
AFTER APPEAL TAKEN

Indictment No. 3991/10  
5135/11

Dennis Watkins,

M-521A

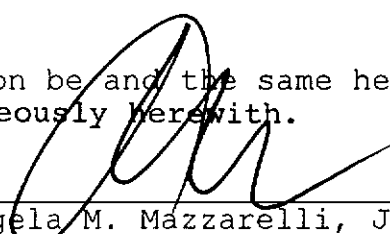
Defendant-Appellant.

-----

An Appeal having been taken to this Court by the above-named defendant-appellant from the judgment of the Supreme Court, New York County, rendered on July 5, 2012, and defendant-appellant having moved, pursuant to CPL §§460.50 and 530.50, to be admitted to bail pending the hearing and determination of the aforesaid appeal, in addition to other and separate relief to be addressed in a separate order,

NOW, upon reading and filing the notice of motion, with proof of due service thereof, and the papers submitted in support of the motion and in opposition or in relation thereto; and after hearing defendant, pro se, for the motion and Timothy C. Stone, Esq., opposed, it is

ORDERED that said motion be and the same hereby is denied. See M-521, decided simultaneously herewith.

  
Hon. Angela M. Mazzarelli, Justice

Dated: February 28, 2013

ENTERED

MAR 26 2013

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

BEFORE: Hon. Judith J. Gische,  
Justice of the Appellate Division

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

M-536  
Ind. No. 5294/03

-against-


CERTIFICATE  
DENYING LEAVE

Raymond Ramirez.

Defendant.

-----X

I, Hon. Judith J. Gische, 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, Bronx County, entered on or about October 11, 2012, is hereby denied.

  
\_\_\_\_\_  
Associate Justice

Date: February 27, 2013  
New York, New York

ENTERED: **MAR 26 2013**

PM ORDERS

ENTERED ON

MARCH 26, 2013

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

-----X

People of the State of New York,

Respondent,  
-against-

ORDER DENYING BAIL  
AFTER APPEAL TAKEN

Indictment No. 3991/10  
5135/11

Dennis Watkins,

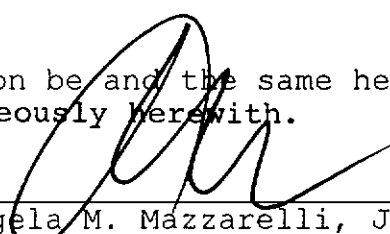
M-521A

Defendant-Appellant.

-----  
**An Appeal** having been taken to this Court by the above-named defendant-appellant from the judgment of the Supreme Court, New York County, rendered on July 5, 2012, and defendant-appellant having moved, pursuant to CPL §§460.50 and 530.50, to be admitted to bail pending the hearing and determination of the aforesaid appeal, in addition to other and separate relief to be addressed in a separate order,

**NOW**, upon reading and filing the notice of motion, with proof of due service thereof, and the papers submitted in support of the motion and in opposition or in relation thereto; and after hearing defendant, pro se, for the motion and Timothy C. Stone, Esq., opposed, it is

**ORDERED** that said motion be and the same hereby is denied. See M-521, decided simultaneously herewith.

  
\_\_\_\_\_  
Hon. Angela M. Mazzarelli, Justice

Dated: February 28, 2013

**ENTERED**

MAR 26 2013

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

BEFORE: Hon. Judith J. Gische,  
Justice of the Appellate Division

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

M-536  
Ind. No. 5294/03

-against-


CERTIFICATE  
DENYING LEAVE

Raymond Ramirez.

Defendant.

-----X

I, Hon. Judith J. Gische, 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, Bronx County, entered on or about October 11, 2012, is hereby denied.

  
\_\_\_\_\_  
Associate Justice

Date: February 27, 2013  
New York, New York

ENTERED: **MAR 26 2013**

PM ORDERS

ENTERED ON

MARCH 26, 2013

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzarelli  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

Jean Squeri,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 103802/09

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

(And a third-party action)

American Bankers Insurance Company of  
Florida, etc., et al.,  
Plaintiffs,

-against-

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

-and-

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

(And other actions)

(And other actions)



(And a third-party action)

In Re: East 51<sup>st</sup> Street Crane Collapse Litigation

Jennifer Battistello, et al.,  
Plaintiffs,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 111409/08

Kennelly Development LLC, et al.,  
Defendants.

(And a third-party action)

Sherry Olan Berner,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 107621/09

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

(And a third-party action)

Bruce Bernstein, et al.,  
Plaintiffs,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 103498/09

Kennelly Development LLC, et al.,  
Defendants.

(And a third-party action)

Index No. 769000/08

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

(And a third-party action)

In Re: East 51<sup>st</sup> Street Crane Collapse Litigation

Jhon Gallego,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 402179/08

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

(And a third-party action)

Chris Garcia,  
Plaintiff,

-against-

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

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant

(And a third-party action)

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

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

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

(And other actions)

In Re: East 51<sup>st</sup> Street Crane Collapse Litigation

Victor Guanaquiza,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 108543/10

Reliance Constructions Group, et al.,  
Defendants.

(And a third-party action)

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

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

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

(And other actions)

Jerrold E. Hyams,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 108438/09

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

(And a third-party action)

(And a third-party action)

In Re: East 51<sup>st</sup> Street Crane Collapse Litigation

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

-against-

Index No. 114710/10

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Kennelly Development LLC, et al.,  
Defendants.

(And a third-party action)

Eleni Papaioannou, et al.,  
Plaintiffs,

-against-

Index No. 104777/09

Reliance Construction Group, et al.,  
Defendants,

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant.

(And a third-party action)

William Rapetti, et al.,  
Plaintiffs,

-against-

Index No. 107688/08

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)



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

-----X

People of the State of New York,

Respondent,  
-against-

ORDER DENYING BAIL  
AFTER APPEAL TAKEN

Indictment No. 3991/10  
5135/11

Dennis Watkins,

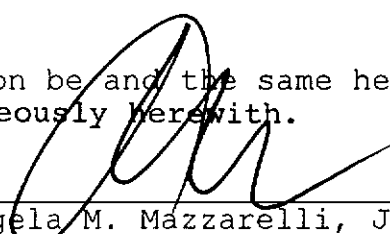
M-521A

Defendant-Appellant.

-----  
**An Appeal** having been taken to this Court by the above-named defendant-appellant from the judgment of the Supreme Court, New York County, rendered on July 5, 2012, and defendant-appellant having moved, pursuant to CPL §§460.50 and 530.50, to be admitted to bail pending the hearing and determination of the aforesaid appeal, in addition to other and separate relief to be addressed in a separate order,

**NOW**, upon reading and filing the notice of motion, with proof of due service thereof, and the papers submitted in support of the motion and in opposition or in relation thereto; and after hearing defendant, pro se, for the motion and Timothy C. Stone, Esq., opposed, it is

**ORDERED** that said motion be and the same hereby is denied. See M-521, decided simultaneously herewith.

  
Hon. Angela M. Mazzarelli, Justice

Dated: February 28, 2013

**ENTERED**

MAR 26 2013

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

BEFORE: Hon. Judith J. Gische,  
Justice of the Appellate Division

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

M-536  
Ind. No. 5294/03

-against-


CERTIFICATE  
DENYING LEAVE

Raymond Ramirez.

Defendant.

-----X

I, Hon. Judith J. Gische, 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, Bronx County, entered on or about October 11, 2012, is hereby denied.

  
\_\_\_\_\_  
Associate Justice

Date: February 27, 2013  
New York, New York

ENTERED: **MAR 26 2013**

PM ORDERS

ENTERED ON

MARCH 26, 2013

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

-----X

People of the State of New York,

Respondent,  
-against-

ORDER DENYING BAIL  
AFTER APPEAL TAKEN

Indictment No. 3991/10  
5135/11

Dennis Watkins,

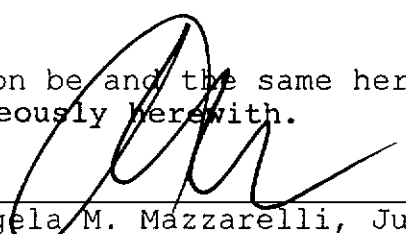
M-521A

Defendant-Appellant.

-----  
**An Appeal** having been taken to this Court by the above-named defendant-appellant from the judgment of the Supreme Court, New York County, rendered on July 5, 2012, and defendant-appellant having moved, pursuant to CPL §§460.50 and 530.50, to be admitted to bail pending the hearing and determination of the aforesaid appeal, in addition to other and separate relief to be addressed in a separate order,

**NOW**, upon reading and filing the notice of motion, with proof of due service thereof, and the papers submitted in support of the motion and in opposition or in relation thereto; and after hearing defendant, pro se, for the motion and Timothy C. Stone, Esq., opposed, it is

**ORDERED** that said motion be and the same hereby is denied. See M-521, decided simultaneously herewith.

  
\_\_\_\_\_  
Hon. Angela M. Mazzarelli, Justice

Dated: February 28, 2013

**ENTERED**

MAR 26 2013

- - - - -  
In Re: East 51<sup>st</sup> Street Crane  
Collapse Litigation  
- - - - -

Index No. 769000/08

Margaret R. Schorsch,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 108439/09

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

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

Richard Solomon,  
Plaintiff,

-against-

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

Index No. 114922/08

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant.  
- - - - -

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

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

-against-

M-5040

Index No. 103604/09

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

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

(And other actions)  
- - - - -

In Re: East 51<sup>st</sup> Street Crane Collapse Litigation

Bettina Trachtenberg,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 108065/10

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)

Robert Tucker, et al.,  
Plaintiffs,

-against-

Index No. 103306/09

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)

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

-against-

Index No. 105656/08

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)

-----X

- - - - -  
In Re: East 51<sup>st</sup> Street Crane  
Collapse Litigation  
- - - - -

Index No. 769000/08

Margaret R. Schorsch,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 108439/09

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

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

Richard Solomon,  
Plaintiff,

-against-

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

Index No. 114922/08

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant.  
- - - - -

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

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

-against-

M-5040

Index No. 103604/09

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

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

(And other actions)  
- - - - -

In Re: East 51<sup>st</sup> Street Crane Collapse Litigation

Bettina Trachtenberg,  
Plaintiff,

-against-

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Index No. 108065/10

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)

Robert Tucker, et al.,  
Plaintiffs,

-against-

Index No. 103306/09

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)

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

-against-

Index No. 105656/08

East 51<sup>st</sup> Street Development Company,  
LLC,  
Defendant-Appellant,

Reliance Construction Group, et al.,  
Defendants.

(And a third-party action)

-----X



Appeals having been taken to this Court from the orders of the Supreme Court, New York County, entered on or about January 17, 2012, January 18, 2012 and January 19, 2012, respectively,

And defendant East 51<sup>st</sup> Street Development Company, LLC having moved to consolidate the aforesaid appeals and for an enlargement of time to perfect same,

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 permitting defendant to prosecute the appeals upon 9 copies of one record and one set of appellant's points covering the appeals and enlarging the time in which to perfect the consolidated appeals to on or before July 8, 2013 the September 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 March 26, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Dianne T. Renwick  
Rosalyn H. Richter  
Judith J. Gische, Justices.

-----X

Howard Gorman, et al., etc.,  
Plaintiff-Respondent,

-against-

M-1352  
Index No. 16583/06

Montefiore Medical Center,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about January 8, 2013, and said appeal having been perfected,

And defendant-appellant having moved for a stay of trial pending hearing and determination of 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.

ENTER:



CLERK