

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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,  
              Marcy L. Kahn  
              Ellen Gesmer  
              Cynthia S. Kern  
              Peter H. Moulton,

Justice Presiding,

Justices.

-----X  
Edward A. A., Jr., also known  
as Ted A.y,  
      Plaintiff-Appellant,

-against-

Xixi Yin A.,  
      Defendant-Respondent.

**CONFIDENTIAL**

M-3894

Index No. 307907/13

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about October 27, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

Murlar Equities Partnership,

Plaintiff-Appellant,

-against-

M-3525

Index No. 17611/06

Franklin Jimenez, et al.,

Defendants-Respondents,

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the decision of the Supreme Court, Bronx County, entered on or about September 7, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present: Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X

Chikako Kakihira,  
Plaintiff-Appellant,

**M-3570**

-against-

Civil Court Index No. SC 965/16  
NY County Clerk: 570158/17

7-Eleven Store,  
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for leave to appeal to this Court from the decision and order of the Appellate Term, First Department, entered in the office of the Clerk of the Supreme Court, New York County, on or about May 16, 2017,

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 costs.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
Kisha Cox, as Administrator of the  
Estate of Sally Ford,  
Plaintiff-Appellant,

-against-

M-3498  
Index No. 20339/13E

St. Barnabas Hospital, et al.,  
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time  
to perfect the appeal from an order of the Supreme Court, Bronx  
County, entered on or about September 29, 2016,

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 January 2018  
Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

Siba Contracting Corp.,

Plaintiff-Appellant,

-against-

M-3660

Index No. 654180/15

Stantec Inc. a/k/a Stantec  
Consulting Services, Inc.,

Defendant-Respondent,

Westchester Fire Insurance  
Company, Inc.,

Defendant.

-----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 October 18, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

Universe Antiques Inc., et al.,  
Plaintiffs-Appellants-Respondents,

-against-

M-3806  
Index No. 601008/10

Joan M. Gralla,  
Defendant-Respondent-Appellant.

-----X

Plaintiffs-appellants-respondents having moved for an enlargement of time to perfect the direct appeal from an order of the Supreme Court, New York County, entered on or about February 10, 2016,

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 February 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----x  
In the Matter of the Application of  
Hilary Best,  
    Petitioner,

**M-3668**

For a Judgment Pursuant to Article 78  
of the CPLR,

-against-

New York City Department of Finance  
School Zone Camera Unit,  
    Respondent.

-----x  
Petitioner having moved, pursuant to CPLR 5704(a),  
for certain relief denied by a Justice of the Supreme Court,  
New York County, on or about July 6, 2017,

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.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----x

The People of the State of New York  
ex rel. Ryan Shanovich, Esq., on  
behalf of Rudolph Rosenberg,  
Petitioner-Appellant,

-against-

M-3680  
Index No. 100781/17

Joseph Aponte, Commissioner, New York  
City Department of Corrections,  
Respondent-Respondent.

-----x

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about June 14, 2017, which dismissed the petition for a writ of habeas corpus, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, for the assignment of counsel, and to be released on his own recognizance, or for a reduction of bail, pending hearing and determination of his appeal, and for other relief,

Now, upon reading and filing the papers with respect to the motion, and the stipulation of the parties hereto, dated July 14, 2017, and due deliberation having been had thereon,

It is ordered that the motion and appeal are dismissed as moot, petitioner-appellant having already been released from custody.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

-----X

Charles R. Serota, et al.,

Plaintiffs-Appellants,

-against-

M-3841

Index No. 653099/15

Lighthouse Realty Partners, LLC,

Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about February 5, 2016,

Now, upon reading and filing the stipulation of the parties hereto, dated July 12, 2017, and due deliberation having been had thereon,

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

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

-----X

Renasant Bank,

Plaintiff-Respondent,

-against-

M-3695X

Index No. 157024/16

Gom Builders, LLC, et al.,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about November 2, 2016,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" July 6, 2017, and due deliberation having been had thereon,

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

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3953

Ind. No. 3345/15

Khari Convington,

Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme  
Court, New York County, rendered on or about June 16, 2016,

Now, upon reading and filing the stipulation of the parties  
hereto, dated July 13, 2017, and due deliberation having been had  
thereon,

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

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,  
  
-against-

M-2891  
Ind. No. 557/15

Handy Canela,

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 13, 2016, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-3698  
Ind. No. 30033/17

Timothy Buckley,  
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 (Merchan, J.), entered on or about April 27, 2017, 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 8 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) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Merchan as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Seymour W. James, Jr., 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3213  
Ind. No. 4449/15

Dwight Nichols,

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 April 6, 2017, 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 8 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) one transcript 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.



Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

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

Respondent,	M-3447
	M-3797
-against-	Ind. No. 1244/15

Juan Morales-Moya,

Defendant-Appellant.

-----X

Defendant having moved by separate motions, both of which are for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about March 10, 2016, 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 motions, and due deliberation having been had thereon,

It is ordered that the motions are 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-2970  
Ind. No. 5130/13

Marlon Jackson,

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 16, 2017, 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 8 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) one transcript 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-2971  
Ind. No. 696/16

Marlon Jackson,

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 16, 2017, 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 8 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) one transcript 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

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

Respondent,

-against-

M-2972  
Ind. No. 1080/16

Marlon Jackson,

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 16, 2017, 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 8 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) one transcript 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.



Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY CLERK

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick, Justices.

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

Respondent,

-against-

M-3218  
Ind. No. 2402/15

Frederick Young,

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 3, 2017, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3202  
Ind. No. 4146/15

Salem Ait-Abdellah,

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 21, 2016, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY CLERK

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3924  
Ind. No. 218/15

James Sanford,

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 April 4, 2017, 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 8 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) one transcript 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.

Seymour W. James, Jr., 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3389  
Ind. No. 1078/16

Maurice Harmon,

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 21, 2016, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

                 Respondent,  
  
                 -against-                      M-3925  
                                                      Ind. No. 5328/14

Heriberto Gomez,

                 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 April 7, 2017, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick, Justices.

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

Respondent,

**CONFIDENTIAL**

M-3192

-against-

Ind. No. 6593/01

Richard Navas,

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 (Maxwell Wiley, J.), entered on or about March 27, 2017, 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 8 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) one transcript of the stenographic minutes of the SORA hearing and any other



proceedings before Justice Wiley as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Seymour W. James, Jr., 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3383  
Ind. No. 163/16

Anthony Campbell,

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 September 15, 2016, 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 8 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) one transcript 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3481

Ind. No. 2839/13

Lamont Jones,

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 May 10, 2016, 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 8 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) one transcript 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,  
  
-against-                      M-3382  
   Ind. No. 3505/15

Cecil McKenzie,

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 November 9, 2016, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3390  
Ind. No. 2353/14

Tyrone Winston,

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 July 21, 2016, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3381

Ind. No. 1133/12

1185/12

Derrick Gordon,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgments of the Supreme Court, Bronx County, rendered on or about July 27, 2016, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.  
                 Dianne T. Renwick,                      Justices.

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

Respondent,

-against-

M-3781  
Ind. No. 4275/15

Tyrone Howard,

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 April 3, 2017, 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 8 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) one transcript 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, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

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

Respondent,

-against-

M-3425  
Ind. No. 5333/15

Alonzo Snider,

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 April 4, 2017, 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 8 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) one transcript 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3707

Ind. No. 4883/15

Andre Brown,

Defendant-Appellant.

-----X

An order of this Court having been entered on June 29, 2017 (M-2388) granting defendant leave to prosecute, as a poor person, the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about April 21, 2017,

And assigned counsel, Seymour W. James, Jr., Esq., having moved for an order to be relieved as counsel for defendant and to substitute other counsel to prosecute defendant's appeal,

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

It is ordered that the motion is granted to the extent of striking the designation of assigned counsel Seymour W. James, Jr., 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, 120 Wall



Street, 28th Floor, New York, NY 10005, Telephone No. (212) 577-2523, as such counsel. The poor person relief previously granted is continued, and appellant's time to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

-----X  
In the Matter of

Destiny Marie M.,

A Dependent Child Under 18 Years of Age Pursuant to §384-b of the Social Services Law of the State of New York and/or Article 6 of the Family Court Act.

- - - - -  
Cardinal McCloskey Services,  
et al.,  
Petitioners-Respondents,

**CONFIDENTIAL**  
M-3881  
Docket No. B-42928/13

Phillip F.,  
Respondent-Appellant.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Child.

-----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 16, 2017, 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, Randall S. Carmel, Esq., 410 Jericho Turnpike, Suite #302, Jericho, NY 11753, Telephone No.

516-921-8800, 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.**

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Peter Tom, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Angela M. Mazzarelli  
Judith J. Gische, Justices.

-----x

The Bank of New York Mellon, etc.,  
Plaintiff-Appellant-Respondent,

-against-

WMC Mortgage, LLC, etc.,  
Defendant-Respondent,

M-3025

Index No. 653099/14

J.P. Morgan Mortgage Acquisition  
Corporation, et al.,  
Defendants-Respondents-Appellants.

-----x

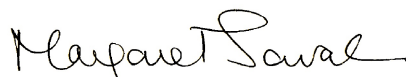
Appeals having been taken to this Court from the order of the Supreme Court, New York County, entered on or about September 7, 2016,

And the parties having jointly moved for an enlargement of time to perfect the aforesaid appeals,

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 consolidated and movants are permitted to prosecute the consolidated appeals upon 9 copies of one record and one set of appellants' points covering the consolidated appeals. The attention of the parties is directed to 22 NYCRR § 600.11. The time to perfect the consolidated appeals is enlarged to the April 2018 Term.

ENTERED:



DEPUTY 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 August 22, 2017.

Present - Hon. Peter Tom,	Justice Presiding,
Rosalyn H. Richter	
Sallie Manzanet-Daniels	
Angela M. Mazzarelli	
Judith J. Gische,	Justices.

-----X

George Beraka, M.D.,

Plaintiff-Respondent,

-against-

M-2904

Index No. 570784/16

Danielle Biton and Crystal Biton,

Defendants-Appellants.

-----X

Defendant-appellant Crystal Biton having moved for leave to appeal to this Court from the decision and order of the Appellate Term, First Department, entered in the office of the Clerk of the Supreme Court, New York County, on or about April 14, 2017, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
Karla Moskowitz  
Ellen Gesmer, Justices.

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

Juan B.,  
Petitioner-Respondent,

-against-

Berliz P.,  
Respondent-Appellant.  
-----x

**CONFIDENTIAL**

M-2586

Docket Nos. V-43807-14/14A  
V-43115-14/14A

Respondent-appellant mother having moved to withdraw the appeal taken from the order of the Family Court, New York County, entered on or about June 30, 2015,

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 and the appeal is withdrawn.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Ellen Gesmer, Justices.

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

-against- M-2594  
Ind. No. 2010/14

Bernard Patterson,  
Defendant-Appellant.

-----X

An order of this Court having been entered on February 14, 2017 (M-6487) granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about June 7, 2016, and assigning Seymour W. James, Jr., 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 Seymour W. James, Jr., 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, 120 Wall Street, 28<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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman, Justice Presiding,  
Angela M. Mazzarelli  
Karla Moskowitz  
Judith J. Gische  
Ellen Gesmer, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-2453  
Ind. No. 2014/16

Roberto Cruz-Torres,  
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, Bronx County, rendered on or about February 15, 2017, 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 8 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) one transcript 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.



Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28<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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman,	Justice Presiding,
Sallie Manzanet-Daniels	
Barbara R. Kapnick	
Ellen Gesmer,	Justices.

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

-against-

M-2748  
Ind. No. 1945/16

Daniel Martin,  
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, Bronx County, rendered on or about March 23, 2017, 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 8 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) one transcript 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28<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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman,	Justice Presiding,
Sallie Manzanet-Daniels	
Barbara R. Kapnick	
Ellen Gesmer,	Justices.

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

-against-

M-2746  
Ind. No. 3439/15

Edgardo Rodriguez-Robles,  
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, Bronx County, rendered on or about January 19, 2017, 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 8 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) one transcript 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.

Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Ellen Gesmer, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-2679  
Ind. No. 5168/14

George Santiago,  
Defendant-Appellant.

-----X

An order of this Court having been entered on March 8, 2016 (M-558) 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 August 13, 2015, and assigning Seymour W. James, Jr., 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 Seymour W. James, Jr., 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, 120 Wall Street, 28<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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present: Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
Karla Moskowitz  
Ellen Gesmer, Justices.

-----X  
In the Matter of a Proceeding for  
Support Under Article 4 of the  
Family Court Act.  
-----

Jamel C.,  
Petitioner-Appellant,

**CONFIDENTIAL**

M-2924

Docket No. F-8930-11/16I

-against-

Commissioner of Social Services,  
on behalf of Sherondia C.,  
Respondent-Respondent.  
-----X

Petitioner-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 April 20, 2017, 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

It is ordered that the motion is denied.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman,	Justice Presiding,
Dianne T. Renwick	
Sallie Manzanet-Daniels	
Barbara R. Kapnick	
Ellen Gesmer,	Justices.

-----x  
Karl Mann,

Plaintiff-Appellant,

-against-

M-2561  
Index No. 654253/16

Nancye Green,

Defendant-Respondent.

-----x

Appeals having been taken to this Court by plaintiff from orders of the Supreme Court, New York County, entered on or about May 5, 2017 and May 8, 2017,

And plaintiff-appellant having moved for consolidation of the aforesaid appeals,

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 plaintiff-appellant to prosecute the consolidated appeals upon 9 copies of one record and one set of appellant's points covering the consolidated appeals. The attention of the parties is directed to 22 NYCRR § 600.11.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present: Hon. David Friedman, Justice Presiding,  
John W. Sweeny, Jr.  
Barbara R. Kapnick  
Ellen Gesmer, Justices.

-----X  
Noah H. Silverman,

Plaintiff-Respondent,

**M-2910**

Index No. 107586/11

-against-

Mary Jo D'Arco,

Defendant-Appellant.

- - - - -  
Legal Services NYC, The Legal Aid  
Society, and NYC Public Advocate  
Letitia James,

Amici Curiae.

-----X

Plaintiff-respondent having moved for leave to appeal to  
the Court of Appeals from the decision and order of this Court,  
entered on April 18, 2017 (Appeal Nos. 2346N-2346NA),

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.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman,	Justice Presiding,
Sallie Manzanet-Daniels	
Barbara R. Kapnick	
Ellen Gesmer,	Justices.

-----x

The People of the State of New York,

Respondent,

-against-

M-2612  
Ind. No. 4558/04

Amir Douglas,

Defendant-Appellant.

-----x

An appeal having been taken to this Court from the judgment of the Supreme Court, Bronx County, rendered on or about May 24, 2007,

And defendant-appellant having moved to hold the aforesaid appeal in abeyance pending disposition of the People's appeal from the order of the Supreme Court, Bronx County, entered on or about March 23, 2017, which vacated the defendant's judgment of conviction,

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 from the judgment rendered on or about May 24, 2007 to the January 2018 Term.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. John W. Sweeny, Jr.,                      Justice Presiding,  
                 Angela M. Mazzarelli  
                 Troy K. Webber  
                 Marcy L. Kahn  
                 Cynthia S. Kern,                      Justices.

-----X  
Seth Mitchell,

Claimant-Appellant,

-against-

Court of Claims  
M-3005  
Claim No. 128802

State of New York,

Defendant-Respondent.  
-----X

Claimant-appellant having moved for leave to prosecute, as a  
poor person, the appeal from the order of Court of Claims of the  
State of New York, entered on or about March 20, 2017, 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 the motion is denied.

ENTERED:

  
\_\_\_\_\_  
DEPUTY CLERK

Margaret Saval  
DEPUTY 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 August 22, 2017.

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

-----x

In Re: Second Avenue Gas  
Explosion Litigation.

- - - - -

Rajendra Bk,  
Plaintiff-Respondent,

-against-

M-2257

Index No. 781000/16

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

Neighborhood Construction Corporation,  
et al.,  
Defendants-Respondents.

- - - - -

New York County District Attorney,  
Non-Party Intervenor-Appellant.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about February 6, 2017,

And non-party appellant having moved, pursuant to CPLR 5519(a)(1), to enforce an automatic stay, 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 denied.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Rosalyn H. Richter, Justice Presiding,  
Sallie Manzanet-Daniels  
Angela M. Mazzarelli  
Karla Moskowitz  
Troy K. Webber, Justices.

-----X  
Swotel Holding, LLC,

Plaintiff-Respondent,

-against-

M-2959  
Index No. 156586/13

Seneca Insurance Company, Inc.,

Defendant-Appellant.  
-----X

Appeals having been taken to this Court by defendant from orders of the Supreme Court, New York County, entered on or about July 27, 2016, August 8, 2016 and May 2, 2017,

And defendant-appellant having moved for an enlargement of time to perfect the aforesaid appeals,

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 consolidated, and appellant is permitted to prosecute said consolidated appeals upon 9 copies of one record and one set of appellant's points. The attention of the parties is directed to 22 NYCRR § 600.11. The time to perfect the consolidated appeals is enlarged to the December 2017 Term.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Richard T. Andrias, Justice Presiding,  
Judith J. Gische  
Cynthia S. Kern  
Jeffrey K. Oing  
Anil C. Singh, Justices.

-----x

Navigators Insurance Company, etc.,  
et al.,  
Plaintiffs-Respondents,

-against-

M-3496

M-3497

Index No. 161419/14

Ironshore Indemnity, Inc., et al.,  
Defendants-Appellants.

-----x

Appeals having been taken to this Court from orders of the Supreme Court, New York County, entered on or about October 26, 2015 and April 25, 2017, and said appeals having been perfected,

And defendant-appellant Transel Elevator, Inc., etc., having moved for a stay of proceedings before a special referee to determine the amount of indemnity and defense costs owed by defendants-appellants to plaintiffs-respondents (M-3496),

And defendant-appellant Ironshore Indemnity Inc. having separately moved for a stay of stay of proceedings before a special referee and to stay enforcement of an April 25, 2015 order which directed said proceedings (M-3497),

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

It is ordered that the motions are granted, and the proceedings before the special referee are stayed pending hearing and determination of the appeals.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
In the Matter of

Jamel S.,  
Jaylen G.,  
Desire G.,  
Christopher G.,  
and Carven S.,

**CONFIDENTIAL**

M-2973  
M-2974  
M-3705  
M-3909

Children Under 18 Years of Age  
Alleged to be Neglected Under  
Article 10 of the Family Court  
Act.

Docket Nos. NN-36405-09/14

- - - - -  
Administration for Children's  
Services,  
Petitioner-Respondent,

Crystal G.,  
Respondent-Appellant.

-----X

Appeals having been taken to this Court from orders of the Family Court, New York County, entered on or about September 28, 2016 and May 30, 2017,

And an order of this Court having been entered on April 13, 2017 (M-622), granting the motion by the attorney for Jaylen G. and Christopher G. to withdraw as counsel, to withdraw the appeal with respect to said children taken from the order entered on or about September 28, 2016, and to vacate the interim stay granted by the order of this Court on January 10, 2017 (M-4993/M-5136),

And an order of this Court having been entered on June 27, 2017 (M-2772), withdrawing the appeal taken from the order entered on or about September 28, 2016, with respect to the child Jamel S.,



(M-2973/M-2974)  
(M-3705/M-3909)

-2-

August 22, 2017

And Shirim Nothenberg, Esq., Lawyers for Children, having moved, inter alia, for a stay of the appeal taken from an order of the Family Court, New York County, entered on or about May 30, 2017 (M-2973),

And Maura Keating, Esq., Center for Family Representation, having moved on behalf of the mother, Crystal G., to withdraw the appeal taken from the order entered on or about May 30, 2017 (M-3705),

Now, upon reading and filing the papers with respect to the motions, and the stipulation of the parties, dated July 18, 2017, agreeing to the withdrawal of the appeals (M-3909), and due deliberation having been had thereon,

It is ordered that the motions (M-3705/M-3909) are granted, and the appeals taken from the orders entered on or about September 28, 2016 and May 30, 2017, respectively, are deemed withdrawn. The motions for a stay of the orders (M-2973/M-2974) are denied as moot, the appeals having been withdrawn.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present: Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X  
US Bank National Association,  
etc., et al.,  
Plaintiffs-Respondents,

-against-

**M-3639**  
Index No. 35161/12E

Angel Heredia, also known as  
Angel J. Heredia,  
Defendant-Appellant,

New York City Parking Violation  
Bureau, et al.,  
Defendants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about August 23, 2016,

And plaintiffs-respondents having moved for dismissal 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 and the appeal is dismissed.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present: Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X  
In the Matter of a Neglect Proceeding  
Under Article 10 of the Family Court  
Act.

- - - - -  
Commissioner of Children's Services  
of the City of New York,  
Petitioner-Appellant,

Manuel O.,  
Respondent-Respondent,

Jennifer C.,  
Respondent-Respondent.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division.

**CONFIDENTIAL**  
**M-3237**

Docket Nos. NN-24841/15  
NN-24842/15  
NN-24843/15  
NN-24844/15

-----X  
An appeal having been taken from an order of the Family Court, Bronx County, entered on or about September 22, 2015,

And respondent-respondent mother, Jennifer C., having moved to dismiss the aforesaid appeal because the order appealed from has been superseded and/or rendered academic by subsequent orders of the Bronx Family Court,

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 and the appeal is dismissed as academic.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
In the Matter of

Michael G.,

A Child Under 18 Years of Age Alleged  
to be Neglected Under Article 10 of  
the Family Court Act.

- - - - -  
Administration for Children's  
Services,  
Petitioner-Respondent,

**CONFIDENTIAL**  
M-3969  
Docket No. NN-45208/14

Karina Elizabeth F.,  
Respondent-Appellant,

Mike G., Sr.,  
Respondent.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Child.

-----X

Appeals having been taken to this Court from the Order of Fact-Finding of the Supreme Court, New York County, entered on or about March 9, 2015, and from the Order of Disposition of said Court entered on or about August 12, 2015,

And the attorney for the above-named child having moved for dismissal of the aforesaid appeals as untimely taken,

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, with leave to renew, upon sufficient showing of untimeliness under Family Court Act §1113.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

In the Matter of

Frank Enrique S., Jr.,

A Child Under 18 Years of Age Alleged  
to be Neglected Under Article 10 of  
the Family Court Act.

- - - - -  
Catholic Guardian Society and  
Home Bureau, et al.,  
Petitioners-Respondents,

**CONFIDENTIAL**  
M-3970  
Docket No. NN-15651/11

Karina Elizabeth F.,  
Respondent-Appellant,

Mike G., Sr.,  
Respondent.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Child.

-----X

Appeals having been taken to this Court from the Order of Fact-Finding of the Supreme Court, New York County, entered on or about January 30, 2012, and from the Order of Disposition of said Court, entered on or about July 26, 2012, respectively,

And the attorney for the above-named child having moved for dismissal of the aforesaid appeals as untimely taken,

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, with leave to renew, upon sufficient showing of untimeliness under Family Court Act §1113.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

In the Matter of

Frank Enrique S., Jr.,

A Child Under 18 Years of Age Alleged to be Neglected Under Article 10 of the Family Court Act. and Pursuant to §384-b of the Social Services Law of the State of New York and/or Article 6 of the Family Court Act.

-----  
Catholic Guardian Society and  
Home Bureau, et al.,  
Petitioners-Respondents,

Karina Elizabeth F.,  
Respondent-Appellant,

Mike G., Sr.,  
Respondent.

-----  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Child.

-----X

**CONFIDENTIAL**

M-3971  
Docket Nos. NN-18651/13  
B-18651/13

Appeals having been taken to this Court from the Order of Findings of Fact, Conclusions of Law and order of the Family Court, New York County, entered on or about February 4, 2015, and the order of said Court entered on or about May 15, 2017, respectively,



And the attorney for the above-named child having moved for dismissal of the aforesaid appeals as untimely taken,

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, with leave to renew, upon sufficient showing of untimeliness under Family Court Act §1113.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
In the Matter of

Gabrielle G.,

A Child Under 18 Years of Age Alleged  
to be Neglected Under Article 10 of  
the Family Court Act.

- - - - -  
Administration for Children's  
Services,  
    Petitioner-Respondent,

**CONFIDENTIAL**  
M-3980  
Docket No. NN-40004/13

Karina Elizabeth F.,  
    Respondent-Appellant,

Mike G., Sr.,  
    Respondent.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
    Attorney for the Child.

-----X

Appeals having been taken to this Court from the Order of Fact-Finding of the Supreme Court, New York County, entered on or about July 9, 2014, and the Order of Disposition of said Court, entered on or about October 9, 2014,

And the attorney for the above-named child having moved for dismissal of the aforesaid appeals as untimely taken,

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, with leave to renew, upon sufficient showing of untimeliness under Family Court Act §1113.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-3641  
Ind. No. 2875/15

Calvin T. Norwood,  
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 March 27, 2017, 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 8 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) one transcript 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.

Seymour W. James, Jr., 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
Karla Moskowitz  
Ellen Gesmer, Justices.

-----x

115-117 Nassau St. LLC, also known as  
115-117 Nassau Street LLC, et al.,

Plaintiffs-Respondents,

-against-

M-2920  
Index No. 600991/08

Nassau Beekman LLC, et al.,

Defendants-Appellants.

-----x

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about August 16, 2016,

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 December 2017 Term.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,  
                  Marcy L. Kahn  
                  Ellen Gesmer  
                  Cynthia S. Kern  
                  Peter H. Moulton,

Justice Presiding,

Justices.

-----X  
Terence Rooney

Plaintiff-Respondent,

-against-

M-3551

Index No. 304112/13

Port Authority of New York & New Jersey, et al.,

Defendants-Appellants,

United Rentals, (North America),  
Inc.,

Defendant.

- - - - -

[And a Third-Party Action]

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about July 12, 2016,

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 December 2017 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                 Peter Tom  
                 David Friedman  
                 John W. Sweeny, Jr.,                      Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3481

Ind. No. 2839/13

Lamont Jones,

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 May 10, 2016, 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 8 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) one transcript 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.



Rosemary Herbert, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4112, 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.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
In re Citibank, N.A., et al.,  
    Plaintiffs-Respondents,

          -against-

                                M-3609  
                                Index No. 651075/12

Arthur J. Powers,  
    Defendant-Appellant,

Keenan Powers & Andrews PC, et al.,  
    Defendants.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about November 19, 2015,

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 December 2017 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present: Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X

141 Avenue A Associates LLC,

Petitioner-Respondent,

-against-

Jay Klein,

Respondent-Appellant.

-----X

**M-3637**

**M-3771**

Index No. 570716/15

An order of this Court having been entered on March 29, 2016 (M-796), granting respondent Jay Klein leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County, on or about October 29, 2015,

And respondent-appellant having moved for an enlargement of time to perfect the appeal due to the disbarment of his counsel (M-3637),

And petitioner-respondent having cross-moved to dismiss respondent-appellant's appeal, and to vacate all stays based on respondent's failure to perfect the appeal (M-3771),

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

Ordered that the motion and cross motion are granted to the extent of dismissing the appeal unless it is perfected on or before October 2, 2017 for the December 2017 Term.

The stay of execution of the warrant of eviction, issued by this Court on March 21, 2017, is continued. Should petitioner-respondent obtain an order of dismissal for respondent's failure to perfect the within appeal for the December 2017 Term, the stay is vacated five days after the entry of said order of dismissal.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

The People of the State of New York,

Respondent,

-against-

**CONFIDENTIAL**

M-3625

Ind. No. 136/15

Danial N.,

Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about June 10, 2016,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the December 2017 Term.

ENTERED:



DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X  
Indyra Luna,

Plaintiff-Respondent,

-against-

M-3652  
Index No. 302488/13

CEC Entertainment, Inc., d/b/a  
Chuck E. Cheese's,

Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about July 14, 2016,

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 December 2017 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick, Justice Presiding,  
Marcy L. Kahn  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X

Satnam Dhami,

Plaintiff-Respondent,

-against-

M-3678

Index No. 22824/05

Pedro Mateo, et al.,

Defendants-Appellants,

City of New York Environmental  
Protection Control Bureau, et al.,

Defendants.

-----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 February 29, 2016,

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 January 2018 Term.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

Coldwell Banker Commercial Hunter Realty,

Plaintiff-Respondent,

-against-

M-3672  
Index No. 654393/12

Rainbow Holding Company, LLC,

Defendant-Appellant,

Edward Penson,

Defendant.

-----X

Defendant-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 May 20, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
Raymond Marino,  
Plaintiff-Appellant,

-against-

M-3549  
Index No. 153321/14

City of New York, et al.,  
Defendants-Respondents.  
-----X

Plaintiff-appellant having moved for an enlargement of time  
to perfect the appeal from an order of the Supreme Court, New  
York County, entered on or about March 11, 2015,

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 January 2018  
Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X

Zurich American Insurance Company,

Plaintiff-Respondent,

-against-

M-3566

Index No. 650559/16

Dormitory Authority of the State of New York,

Defendant-Appellant,

Pile Construction Company,

Defendant.

-----X

Defendant-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 August 29, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
In re Matthew Sullivan,

Petitioner-Respondent,

For a Judgment Pursuant to Article 78  
of the Civil Practice Law and Rules,

-against-

M-3640  
Index No. 101371/15

226-8 East 2<sup>nd</sup> Owners Corp., et al.,

Respondents-Appellants.

-----X

Respondents-appellants 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 October 4, 2016,

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 January 2018 Term.

ENTERED:

  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,  
          Marcy L. Kahn  
          Ellen Gesmer  
          Cynthia S. Kern  
          Peter H. Moulton

Justice Presiding,

-----X  
Ayub Ahmed,  
    Plaintiff-Respondent,

          -against-

M-3562  
Index No. 103377/10

Macy's, Inc.,  
    Defendant-Appellant,

Thyssenkrupp Elevator Corporation,  
    Defendant-Respondent.  
-----X

Defendant-appellant having moved for an enlargement of time  
to perfect the appeal from an order of the Supreme Court, New  
York County, entered on or about August 29, 2016,

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 January 2018  
Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
Michael Weiss,  
    Plaintiff-Respondent,

          -against-

                          M-3867  
                          Index No. 160202/13

Pamela Buchbinder,  
    Defendant-Appellant,

Jacob Nolan,  
    Defendant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 11, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY 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 August 22, 2017.

Present - Hon. Barbara R. Kapnick,	Justice Presiding,
Marcy L. Kahn	
Ellen Gesmer	
Cynthia S. Kern	
Peter H. Moulton,	Justices.

-----X  
David E. Gomes,  
    Plaintiff-Appellant,

        -against-

M-3666  
Index No. 115435/10

Boy Scouts of America, et al.,  
    Defendants-Respondents.  
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about March 11, 2016,

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 January 2018 Term.

ENTERED:

  
\_\_\_\_\_  
DEPUTY CLERK

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

BEFORE: Hon. Rolando T. Acosta  
Presiding Justice

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

M - 3418

Respondent,

Indictment No. 2069/2011

-against-

CERTIFICATE  
GRANTING LEAVE TO APPEAL  
TO THE COURT OF APPEALS

Mark Boyd,

Defendant-Appellant.  
-----x

I, Rolando T. Acosta, Presiding Justice of the Appellate Division, Supreme Court, First Department, do hereby certify that in the record and proceedings herein\* questions of law are involved which ought to be reviewed by the Court of Appeals and pursuant to CPL 460.20, it is

ORDERED that permission hereby is granted to the above-named respondent to appeal to the Court of Appeals.

  
\_\_\_\_\_  
Presiding Justice

Dated: July 26, 2017  
New York, New York

ENTERED: **AUG 22 2017**

\*Description of Order:

Supreme Court, Bronx County, entered on December 18, 2013. App. Div., First Dept., Appeal Nos. 3427-28, affirmed on June 13, 2017, \_\_\_ AD3d \_\_\_, 2017 NY Slip Op 04809 (2017).

Notice: Within 10 days from the issuance of this certificate, a preliminary appeal statement must be filed with the Clerk of the Court of Appeals pursuant to Rule 500.9 of the Court of Appeals Rules.

✓

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

BEFORE: Hon. John W. Sweeny, Jr.  
Justice of the Appellate Division

-----X

The People of the State of New York,

M- 3044

Ind. No.1360/09

-against-

Vasileios Giamagas

ORDER DENYING LEAVE  
UPON REARGUMENT

Defendant.

-----X

I, John W. Sweeny, Jr., a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application made by the above-named defendant for reargument of the order of a Justice of this Court (M-1663), entered on May 4, 2017, which denied his motion for a certificate pursuant to Criminal Procedure Law, section 460.15, and no question of law or fact having been misapprehended or overlooked, permission to reargue the denial of leave to appeal from the order of the Supreme Court, New York County, entered on or about December 23, 2015 (Eduardo Padro, J.) is hereby denied.

  
Justice of the Appellate Division

Dated: August 8, 2017  
New York, New York

ENTERED: **AUG 22 2017**



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

BEFORE: Hon. Karla Moskowitz  
Justice of the Appellate Division

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

Respondent,

M-1318  
Ind. No. 6255/02

-against-

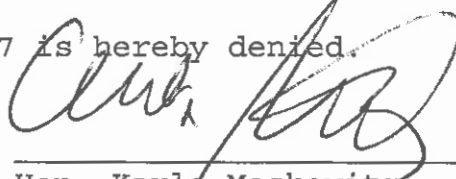
CERTIFICATE  
DENYING LEAVE

Dwayne Mitchell,

Defendant.

-----X

I, Karla Moskowitz, 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, §§ 450.15 and  
460.15, and upon the record and proceedings herein, there is no  
question of law or fact presented which ought to be reviewed by  
the Appellate Division, First Judicial Department, and permission  
to appeal from the order of the Supreme Court, New York County,  
entered on or about January 5, 2017 is hereby denied.

  
\_\_\_\_\_  
Hon. Karla Moskowitz  
Associate Justice

Dated: *July 26, 2017*  
New York, New York

ENTERED: **AUG 22 2017**

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

BEFORE: Hon. Rosalyn H. Richter  
Justice of the Appellate Division

-----X

The People of the State of New York,  
Respondent,

M-2542  
Ind. No. 7466/1998

-against-

CERTIFICATE  
GRANTING LEAVE

Gustavo Lantigua,  
Defendant-Appellant.

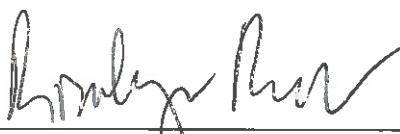
-----X

I, Rosalyn H. Richter, a Justice of the Appellate Division, First Judicial Department, do hereby certify that in the proceedings herein questions of law or fact are involved which ought to be reviewed by the Appellate Division, First Judicial Department, and, pursuant to Section 460.15 of the Criminal Procedure Law, permission is hereby granted to the above-named defendant to appeal to the Appellate Division, First Judicial Department, from the order of the Supreme Court, New York County, dated March 29, 2017.<sup>1</sup>

Dated: July 25, 2017  
New York, New York

**ENTERED**

AUG 22 2017

  
\_\_\_\_\_  
Hon. Rosalyn H. Richter  
Associate Justice

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

---

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

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

BEFORE: Hon. Rosalyn H. Richter  
Justice of the Appellate Division

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

M-1826  
Ind. No. 7805/1998

-against-

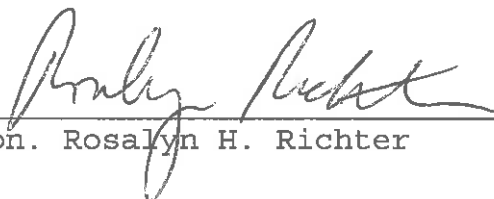
CERTIFICATE  
DENYING LEAVE

Eric Paul,

Defendant.

-----X

I, Rosalyn H. Richter, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application made by the above-named defendant for a certificate pursuant to Criminal Procedure Law Sections 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, (Hilbert C. Hong, J.) entered on or about February 17, 2017, is hereby denied.

  
Hon. Rosalyn H. Richter

Dated: July 25, 2017  
New York, New York

ENTERED: **AUG 22 2017**

✓

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

BEFORE: Hon. Ellen Gesmer  
Justice of the Appellate Division

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

M-3829  
Ind. No. 2742/11

-against-

Nicholas Hill,  
Defendant-Appellant.

CERTIFICATE  
GRANTING LEAVE TO  
APPEAL TO THE  
COURT OF APPEALS

-----x  
I, Ellen Gesmer, a Justice of the Appellate Division, First Department, do hereby certify that in the record and proceedings herein questions of law are involved which ought to be reviewed by the Court of Appeals and pursuant to CPL 460.20, it is

ORDERED that permission is granted to the above-named appellant to appeal to the Court of Appeals.

  
\_\_\_\_\_  
Justice of the Appellate Division

Dated: August 10, 2017  
New York, New York

ENTERED: **AUG 22 2017**

Description of Order:

Supreme Court, New York County, rendered on or about March 8, 2012. App Div., First Dept., Appeal No. 1556, Affd on the conviction on May 30, 2017.

---

Notice: Within 10 days from the issuance of this certificate, a preliminary appeal statement must be filed with the Clerk of the Court of Appeals pursuant to Rule 500.9 of the Court of Appeals Rules.

Present - Hon. Barbara R. Kapnick,  
          Marcy L. Kahn  
          Ellen Gesmer  
          Cynthia S. Kern  
          Peter H. Moulton,

Justice Presiding,

Justices.

-----X

Iykeland Ricketts, et al.,  
    Claimants-Appellants,

-against-

M-3581  
Claim No. 124046

State of New York,  
    Defendant-Respondent.

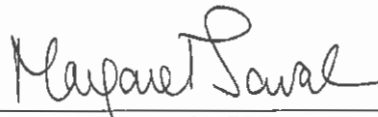
-----X

Claimants-appellants having moved for an enlargement of  
time to perfect the appeal from an order of the Court of Claims,  
entered on or about April 13, 2016,

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 December 2017  
Term.

ENTERED: August 22, 2017



DEPUTY CLERK

Present = Hon. Rolando T. Acosta,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr.,

Presiding Justice,  
  
Justices.

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

-against-

M-3397  
Ind. No. 2999/16

Raul Bravo,  
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 October 31, 2016, 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 8 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) one transcript 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,  
120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, 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.

ENTERED: August 22, 2017

  
DEPUTY CLERK

CORRECTED ORDER - SEPTEMBER 22, 2017

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 August 22, 2017.

Present - Hon. Rolando T. Acosta,	Presiding Justice,
Peter Tom	
David Friedman	
John W. Sweeny, Jr.	
Dianne T. Renwick,	Justices.

-----X  
In the Matter of

Michael G., and  
Gabrielle G.,

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

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Catholic Guardian Services, et al.,  
Petitioners-Respondents,

CONFIDENTIAL

M-3719

Docket Nos. B-46584/16  
B-46585/16

Karina Elizabeth F.,  
Respondent-Appellant,

Mike G.,  
Respondent-Appellant

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Seymour W. James, Jr., Esq., The Legal  
Aid Society, Juvenile Rights Division,  
Attorney for the Children.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about April 6, 2017, and for assignment of counsel, a free copy of the transcript, and for related relief,



CORRECTED ORDER - SEPTEMBER 22, 2017

(M-3719)

-2-

August 22, 2017

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, Larry S. Bachner, P.C., C/O Bachner & Associates, P.C., 39 Broadway, Suite #1610, New York, NY 10006, Telephone No. (917) 674-9516, 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.

ENTERED:

  
DEPUTY CLERK

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

CORRECTED ORDER - September 22, 2017

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 August 22, 2017.

Present:	Hon. Rolando T. Acosta,	Presiding Justice,
	Peter Tom	
	David Friedman	
	John W. Sweeny, Jr.	
	Dianne T. Renwick,	Justices.

-----X  
In the Matter of

Frank Enrique S., Jr.,

A Child Under 18 Years of Age  
Pursuant to §384-b of the Social  
Services Law of the State of New  
York and/or Article 6 of the Family  
Court Act.

- - - - -  
Catholic Guardian Services,  
Petitioner-Respondent,

CONFIDENTIAL

M-3727

Docket No. B-18651/13

Karina Elizabeth F.,  
Respondent-Appellant,

Mike G.,  
Respondent-Appellant.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Child.

-----X

Respondent, Mike G., having moved for leave to prosecute, as a poor person, the appeal taken from the order of the Family Court, New York County, entered on or about May 15, 2017, and for assignment of counsel, a free copy of the transcript, and for related relief.

CORRECTED ORDER - SEPTEMBER 22, 2017

(M-3727)

-2-

August 22, 2017

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

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, Larry S. Bachner, P.C., C/O Bachner & Associates, P.C., 39 Broadway, Suite #1610, New York, NY 10006, Telephone No. 917-674-9516, 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.

ENTERED:

  
DEPUTY CLERK

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