

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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

David Hickey,
Plaintiff-Appellant,

-against-

M-1818

Index No. 150139/10

The City of New York, Metropolitan
Transportation Authority and Long
Island Railroad,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 2, 2019,

Now, upon reading and filing the correspondence from counsel for plaintiff-appellant dated April 14, 2020, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Miguel M. Sanchez, deceased by his
Administratrix, Rosie Perez, and
Rosie Perez, Individually,
Plaintiff-Respondent,

-against-

M-1819
Index No. 24775/15E

Montefiore Medical Center, et al.,
Defendants,

Kings Harbor Multicare Center,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about October 29, 2019,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 26, 2020, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid stipulation.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----x

The People of the State of New York,

Respondent,

-against-

M-1960
Ind. No. 12131/91

Lorenzo Martinez,

Defendant-Appellant.

-----x

Assigned counsel for defendant having moved to withdraw the appeal taken to this Court from the order of the Supreme Court, New York County, entered on or about February 1, 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 and the appeal is deemed withdrawn.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Jose A. Rodriguez,
Plaintiff-Respondent,

-against-

M-2063
Index No. 156791/17

R.W. Bozel Transfer, Inc., et al.,
Defendants-Appellants.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about October 29, 2019,

Now, upon reading and filing the correspondence from counsel for defendants-appellants dated June 15, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Linda English, et al.,
Plaintiffs-Respondents,

-against-

Avon Products, et al.,
Defendants,

M-2064X
Index No. 190346/18

-and-

Colgate-Palmolive Company,
Defendant-Appellant.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about October 31, 2019,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "So Ordered" on June 23, 2020, and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Richard Romero,
Plaintiff-Respondent,

-against-

M-2074X
Index No. 20040/14E

Restani Construction Corp., et al.,
Defendants,

-and-

Triborough Bridge and Tunnel
Authority, etc., et al.,
Defendants-Appellants.

-----X

An appeal having been taken to this Court from a judgment of the Supreme Court, Bronx County, entered on or about August 1, 2019,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" June 24, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
E.A., an infant under age 14, by his
Mother and Natural Guardian
Caroline Almonte,
Plaintiff-Respondent,

-against-

New York Presbyterian Hospital,
et al.,
Defendants-appellants,

M-2086
Index No. 151886/13

-and-

Todd J. Rosen, M.D.,
Defendant.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about November 27, 2019,

Now, upon reading and filing the correspondence from counsel for defendants-appellants dated June 22, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Genti Rrahmani,
Plaintiff-Respondent,

-against-

M-2091X
Index No. 23772/16E

John S. Rosenfeld,
Defendant-Respondent,

-and-

Hanys Service, Inc., et al.,
Defendants-Appellants.

-----X

An appeal having been taken to this Court from an order of the Supreme Court, Bronx County, entered on or about October 17, 2019,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" June 24, 2020, and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Paul Kelly,
Plaintiff-Respondent-Appellant,

-against-

M-2103
Index No. 21525/13E

Port Authority of New York and New Jersey, et al.,
Defendants-Appellants-Respondents.

-----X

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about January 10, 2019,

Now, upon reading and filing the stipulation of the parties hereto, dated February 27, 2020, and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Sony Music Entertainment,
Plaintiff-Appellant,

-against-

M-2257

Index No. 652138/18

ROK Mobile Inc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 18, 2019, (Mot. Seq. No. 004),

Now, upon reading and filing the correspondence of counsel for plaintiff-appellant, dated July 7, 2020 and due deliberation having been had thereon,

It is ordered that the appeal (Case No. 2019-05290) is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Orchard Enterprises NY, Inc.,
Plaintiff-Appellant,

-against-

M-2258
Index No. 652139/18

ROK Mobile Inc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 18, 2019, (Mot. Seq. No. 004),

Now, upon reading and filing the correspondence of counsel for plaintiff-appellant, dated July 7, 2020 and due deliberation having been had thereon,

It is ordered that the appeal (Case No. 2019-05384) is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Warner Music Inc. and WEA
International, Inc.,
Plaintiffs-Appellants,

-against-

M-2259
Index No. 651155/18

ROK Mobile Inc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 18, 2019, (Mot. Seq. No. 004),

Now, upon reading and filing the correspondence of counsel for plaintiffs-appellants, dated July 7, 2020 and due deliberation having been had thereon,

It is ordered that the appeal (Case No. 2019-05288) is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Michael M. Suarez,
Plaintiff-Respondent,

-against-

M-2260
Index No. 150618/20

Adam Jakubowicz and ACP Electrical
Contracting, Inc.,
Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about February 19, 2020,

Now, upon reading and filing the correspondence of counsel for defendants-appellants, dated July 6, 2020 and due deliberation having been had thereon,

It is ordered that the appeal (Case No. 2020-01825) is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of the Arbitration Between

Lauren Weiner,
Petitioner-Respondent,

-against-

M-2263
Index No. 651689/19

The Siderow Organization, LLC, Bradford
Siderow, Joshua Arcus, Siderow
Organization Residential, LLC,
Respondents-Appellants.

-----X

Appeals having been taken from an order of the Supreme Court, New York County, entered on or about January 9, 2020, (Case No. 2020-01920); and a judgment entered on or about January 22, 2020, (Case No. 2020-01925), same Court,

Now, upon reading and filing the Stipulation of Discontinuance of Appeals of the parties hereto, filed in this Court on July 1, 2020, and due deliberation having been had thereon,

It is ordered that the appeals are deemed withdrawn in accordance with the aforesaid Stipulation of Discontinuance of Appeals.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Flintlock Construction Services LLC,
et al.,
Plaintiffs-Respondents,

-against-

M-2264
Index No. 652939/17

Utica National Assurance Company,
Defendant-Appellant,

Technology Insurance Company,
Defendant.

- - - - -
[And a Third Party Action]
-----X

Appeals having been taken from an order of the Supreme Court, New York County, entered on or about November 19, 2019, and a judgment, same court, entered on or about February 6, 2020, same Court,

Now, upon reading and filing the correspondence of counsel for defendant/third-party defendant-appellant, Utica National Assurance Company, dated July 6, 2020 and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Dr. James Fosshage, Mark Fosshage,
derivatively and on behalf of World
Water Works Holdings, Inc.,
Plaintiffs-Appellants,

-against-

M-2265
Index No. 652881/18

Mitta Water Holdings, LLC, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about February 4, 2020,

Now, upon reading and filing the correspondence of counsel for plaintiffs-appellants dated July 9, 2020 and due deliberation having been had thereon,

It is ordered that the appeal (Case No. 2020-01967) is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische Justices.

-----X

Waterscape Resort, LLC,
Plaintiff-Respondent,

-against-

M-2266
Index No. 651360/15

Pavarini McGovern, LLC,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about November 12, 2019,

Now, upon reading and filing the correspondence of counsel for defendant-appellant dated July 9, 2020 and due deliberation having been had thereon,

It is ordered that the appeal (Case No. 2020-02905) is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Manhattan Beer Distributors LLC,
Plaintiff-Respondent,

M-2267

M-2268

-against-

Index No. 33818/18E

Biagio Cru and Estate Wines, LLC,
Defendants-Appellants.

-----X

Appeals having been taken to this Court from two orders of the Supreme Court, Bronx County, entered on or about July 3, 2019 and on or about December 18, 2019,

Now, upon reading and filing the correspondence from counsel for defendants-appellants, both dated July 9, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Ronald Dickinson as Executor of the
Estate of Francis Dean, and Ronald
Dickinson, Individually,
Plaintiffs-Appellants,

M-2307
Index No. 28770/17E

-against-

Wayne Center for Nursing and
Rehabilitation, LLC and Westchester
Medical Center,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about June 12, 2019,

Now, upon reading and filing the correspondence from counsel for plaintiffs-appellants dated May 12, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

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

Respondent,

M-2320

Ind. No. 1019/19

-against-

Jose Agosto,
Defendant-Appellant.

-----X

An appeal having been taken to this Court from a judgment of the Supreme Court, New York County, rendered on or about April 15, 2019,

Now, upon reading and filing the stipulation of the parties hereto, dated May 30, 2020, and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Ramona Morales and Felix Payamps,
Plaintiffs-Appellants,

-against-

M-2336X

Index No. 21922/17

HRS Transport, Inc., Joseph G. Larkin,
Defendants-Respondents.

-----X

An appeal having been taken to this Court from an order of the Supreme Court, Bronx County, entered on or about June 10, 2019,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" July 10, 2020, and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Elliot Shalom, etc.,
Plaintiff-Respondent-Appellant, M-2492
M-2504
-against- Index No. 656326/16

Isaac Shalom and William Shalom,
Defendants-Appellants-Respondents.
-----X

An appeal and cross appeal having been taken from an order of the Supreme Court, New York County, entered on or about December 12, 2018,

Now, upon reading and filing the correspondence from counsel for defendants-appellants-respondents, dated July 14, 2020, and plaintiff-respondent-appellant, dated July 16, 2020, and due deliberation having been had thereon,

It is ordered that the appeal and cross appeal are deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Bellflower Funding LLC,
Plaintiff-Respondent,

-against-

M-2493
Index No. 650836/17

Felice DiSanza, et al.,
Defendants,

The Law Firm of Adam Kalish, P.C.,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 30, 2018,

Now, upon reading and filing the correspondence from counsel for defendant-appellant, dated July 13, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Advantagecare Physicians, P.C.,
Plaintiff-Respondent,

-against-

M-2494

Index No. 152409/19

Dr. Elsie Alvarez, M.D., et al.,
Defendants-Appellants.

-----X

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about December 18, 2019,

Now, upon reading and filing the correspondence from counsel for defendants-appellants, dated July 10, 2020, and due deliberation having been had thereon,

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

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Fidelity National Title Insurance Company,
Plaintiff-Respondent,

-against-

M-2503
Index No. 151658/15

Berkshire Abstract & Title Agency, Inc.,
et al.,
Defendants.

-----X
Berkshire Abstract & Title Agency, Inc.,
et al.,
Defendants/Third-Party Plaintiffs,

-against-

Stewart Title Company Inc., & Stewart
Title Agency & Stewart Title Insurance
Company, Inc.
Third-Party Defendant-Appellants.

Executive Abstract Corp.,
Third-Party Defendant.

-----X
An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 30, 2019,

Now, upon reading and filing the correspondence from counsel for third-party defendants-appellants, dated July 24, 2020, and due deliberation having been had thereon,

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

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Elliot Shalom, etc.,,
Plaintiff-Respondent-Appellant, M-2381
M-2505
-against- Index No. 656326/16

Isaac Shalom and William Shalom,
Defendants-Appellants-Respondents.
-----X

An appeal and cross appeal having been taken from an order of the Supreme Court, New York County, entered on or about November 14, 2018,

Now, upon reading and filing the correspondence from counsel for plaintiff-respondent-appellant, dated July 16, 2020, and from counsel for defendants-appellants-respondents, dated July 13, 2020, and due deliberation having been had thereon,

It is ordered that the appeal and cross appeal are deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:



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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

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

Brandy P.,
Petitioner-Appellant,

-against-

CONFIDENTIAL
M-1027
Docket Nos.
V-32166-68-15/18E

Administration for Children Services,
Christine B., Pauline W.,
Respondents-Respondents.

-----X
Janet E. Sabel, Esq.,
The Legal Aid Society,
Attorney for the Children.
-----X

Respondent-respondent, Pauline W., having moved for leave to respond, as a poor person, to the appeal taken from an order of the Family Court, New York County, entered on or about May 23, 2019, and for assignment of counsel, and related relief,

Now, upon reading and filing the papers with respect to the motion, and the certification of Garline Octobre, Esq., dated February 24, 2020, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Thomas R. Villecco, Esq., 366 North Broadway, Suite No. 410, Jericho, New York, 11753, Telephone No. 516-942-4221, as counsel for

Pauline W. for purposes of responding to the appeal; (2) permitting said respondent to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for each party to the appeal, and an original and five hard copies, and if represented by counsel, one digital copy of such brief, are filed with this Court, pursuant to 22 NYCRR Section 1250.9.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
In the Matter of

Minayla T.,

A Person Alleged to be a Juvenile
Delinquent,

CONFIDENTIAL

M-2313
Docket No. D-12555/19

Respondent-Appellant.
-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal taken from two orders of the Family Court, New York County, entered on or about January 29, 2020 and on or about March 11, 2020, 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 the certification of Emily S. Wall, Esq., dated June 25, 2020, 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, Esq., 39 Broadway, Suite 1610, New York, New York 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 **State** of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;**

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

(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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

In the Matter of the Application of
Forestdale Inc, for the Custody and
Guardianship of

CONFIDENTIAL

M-2314

Aliyah E.
Zeus E.
Mariah D.

Docket Nos. B-16655-17
B-16656-17
B-03233-18

Children Under 18 Years of Age Pursuant
to §38-b of the Social Services Law
of the State of New York.

- - - - -

Forestdale, Inc.,
Petitioner-Respondent,

Lakeisha D.,
Respondent-Appellant.

- - - - -

Janet E. Sabel, Esq., The Legal Aid
Society, 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 May 5, 2020, 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 the certification of Alexandra Rosin, Esq., dated May 20, 2020, 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, Michele Cortese, Esq., Center for Family Representation, 40 Worth Street, Suite 605, New York, NY 10013, Telephone No. 212-691-0950, 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 therefor¹ **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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


CLERK

¹Service 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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
In the Matter of

Isiah M.D.O. also known as,
Isiah N. also known as,
No Given Name M.,

CONFIDENTIAL
M-2318
Docket Nos. B-3305-19
AS-9045-19

Application for the Guardianship and Custody of A Child Under 18 Years of Age Pursuant to §384-b of the Social Services Law of the State of New York.

- - - - -
Good Shepherd Services and the Commissioner of Social Services of the City of New York,
Petitioners-Respondents,

Yael M.D.O.,
Respondent-Appellant.

- - - - -
Janet E. Sabel, Esq., The Legal Aid Society, 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 February 24, 2020, 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 the certification of Dominic Sarna, Esq., dated March 18, 2020, 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, George E. Reed, Esq., 222 Mamaroneck Avenue, White Plains, New York, 10605, Telephone No. 914-946-5000, 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 therefor¹ **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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


CLERK

¹Service 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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

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

- - - - -

Keoshia R.,
Petitioner-Appellant,

CONFIDENTIAL

M-2341
Docket Nos. V-16774-16
V-21343-16

-against-

Lamont D.,
Respondent-Respondent.

- - - - -

Deborah Gould, Esq., Children's Law Center, Attorney for the Child.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal taken from the Final Order on Petition for Custody and Visitation of the Family Court, Bronx County, entered on or about June 29, 2020, 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 the certification of Pierre M. Janvier, Esq., dated July 6, 2020, 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, Anne Reiniger, Esq., 228 East 45th Street, Suite 900, New York, New York, 10017, Telephone No. 646-627-8875, 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 therefor¹ **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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:


CLERK

¹Service 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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

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

Raymond S. H.,
Petitioner-Respondent,

CONFIDENTIAL

M-2400

Docket No. V-34060-15/18B

-against-

Nefertiti S. M.,
Respondent-Appellant.

John R. Eyerma, Esq.,
Attorney for the Child.
-----X

Petitioner-respondent having moved for leave to respond, as a poor person, to the appeal taken from an order of the Family Court, New York County, entered on or about June 13, 2019, 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 the certification of Holden E. Thornhill, Esq., dated July 23, 2019, and due deliberation having been had thereon, it is

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Douglas H. Reiniger, Esq., 228 East 45th Street, Suite 900, New York, New York, 10017, Telephone No. 646-627-8875, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for each party to the appeal, and an original and five hard

(M-2400)

-2-

September 3, 2020

copies, and if represented by counsel, one digital copy of such brief, are filed with this court, pursuant to 22 NYCRR Section 1250.9.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

CONFIDENTIAL

M-2034

-against-

Ind. No. 826/19

Walter Polanco,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from the order of the Supreme Court, New York County (Neil Ross, J.), entered on or about May 12, 2020, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Ross as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Janet E. Sabel, Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 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 this appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

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

Respondent,

-against-

CONFIDENTIAL

M-2250

Ind. No. 2926/08

Alexandro Ruiz,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Supreme Court, New York County (Mandelbaum, J.), entered on or about April 20, 2020, for leave to have the appeal heard upon the original record and 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Mandelbaum as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., 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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

CONFIDENTIAL

M-2283

-against-

Ind. No. 2284/17

Joseph Saldana,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Supreme Court, Bronx County (Fabrizio, J.), entered on or about May 29, 2020, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, for an enlargement of time 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Fabrizio as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., 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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2330
Ind. Nos. 1445/17
2349/17

Torrey Gibbs,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about January 22, 2019, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2333
Ind. No. 3242/17

Justin Coleman,
Defendant-Appellant.

-----X

Defendant having moved 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 September 24, 2018, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2346
Ind. No. 3230/18

Adilson Delarosa,
Defendant-Appellant.

-----X

Defendant having moved 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 29, 2019, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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.

Stephen Chu, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2350
Ind. No. 1654/18

Randy Vasquez,
Defendant-Appellant.

-----X

Defendant having moved 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 26, 2019, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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.

Stephen Chu, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2359
Ind. Nos. 2919/17
764/19

Niko Browne,
Defendant-Appellant.

-----X

Defendant-appellant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about January 23, 2020, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

M-2403

-against-

Ind. No. 70104/20

Myles Jabateh,
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about July 2, 2020, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about June 12, 2020,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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.

(M-2403)

-2-

September 3, 2020

Janet E. Sabel, Esq., The Legal Aid Society, 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Judith J. Gische Justices.

-----X

The People of the State of New York,
Respondent,

CONFIDENTIAL

M-2249

-against-

Ind. No. 3352/84

Carlos Ramos,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Supreme Court, Bronx County (Bruce, J.), entered on or about May 15, 2020, for leave to have the appeal heard upon the original record and 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Bruce as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., 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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Judith J. Gische Justices.

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

CONFIDENTIAL
M-2252

-against-

Ind. No. 3228/08

Nathaniel Boone,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Supreme Court, Bronx County (Bruce J.), entered on or about March 29, 2020, for leave to have the appeal heard upon the original record and 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Bruce as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., 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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

CONFIDENTIAL

M-2284

-against-

Ind. No. 496/08

Felix Correa,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from the order of the Supreme Court, Bronx County (Bruce, J.), entered on or about May 1, 2020, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Bruce as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., Center for Appellate Litigation, 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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

CONFIDENTIAL

M-2285

-against-

Ind. No. 925/08

Herbert Williams,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from the order of the Supreme Court, Bronx County (Lieb, J.), entered on or about March 5, 2020, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make 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 Lieb as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., Center for Appellate Litigation, 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, 28th 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 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

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

-against-

M-2352
Ind. No. 1541/12

Alonzo Johnson,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about April 2, 2019, 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

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.

Stephen Chu, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:


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 September 3, 2020.

PRESENT:- Hon. Rolando T. Acosta, Presiding Justice,
David Friedman
Barbara R. Kapnick
Cynthia S. Kern Justices.

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

-against-

Taye Elleby,
Defendant-Appellant.

CONFIDENTIAL

M-2233
Ind. No. 2135/13

-----X

A decision and order of this Court having been entered on January 26, 2017 (Appeal No. 2879), unanimously affirming the judgment of the Supreme Court, New York County (Patricia Nunez, J.), rendered on February 5, 2014,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate 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 application is denied.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Patricia A. Booth and John M. Booth,
Plaintiffs-Respondents,

-against-

M-2053

Index No. 158604/17

Otis Elevator Company,
Defendant-Appellant,

Triboro Elevator Consultants LLC,
Defendant,

Memorial Sloan-Kettering Cancer Center,
Defendants-Respondents.

-----X

Defendant-appellant having moved for an extension of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about September 9, 2019,

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 extending the time to perfect the appeal to the January 2021 Term.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Arkin Kaplan Rice LLP, Stanley S.
Arkin and Lisa C. Solbakken,
Plaintiffs-Appellants,

-against-

M-2072
Index No. 652316/12

Howard Kaplan, Michelle Rice and
Kaplan Rice LLP.,
Defendants-Respondents,

Arkin Kaplan Rice LLP, a dissolved
firm,
Nominal Defendant.

-----X

Plaintiffs-appellants having moved for an extension of time in which to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about December 27, 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 extending the time to perfect the appeal to the February 2021 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

Dean Lewis and Todd Wallace,
individually and on behalf of all
other persons similarly situated,
Plaintiffs-Respondents,

-against-

The Hallen Construction Co., Inc.,
Defendant-Appellant,

John Doe Bonding Company,
Defendant.

-----X

M-2075
M-2076
M-2077
Index No. 151729/17

Appeals having been taken from orders of the Supreme Court, New York County, entered on or about May 3, 2019, July 11, 2019 and August 8, 2019,

And defendant-appellant having moved, by separate motions, for an extension of time to perfect the aforesaid appeals,

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

It is ordered that the motions are granted and the time to perfect the appeals (Case Nos. 2020-01614, 2020-01427, 2020-01615) is extended to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Justice Presiding,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
In the Matter of

Donique T.,

Confidential
M-2128

Docket No. L-21099/10

Subject Child in Foster Care

- - - - -
Janet E. Sabel, Esq.,
The Legal Aid Society,
Attorney for Child-Appellant.

-----X

An order of this Court having been entered on February 27, 2020 (M-250) granting the child-appellant an extension of time to perfect the appeal taken from an order of the Family Court, Bronx County, entered on or about May 10, 2019,

And child-appellant having moved for a further extension of time to perfect the aforementioned 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 extending the time to perfect the appeal to the December 2020 Term.

ENTERED:



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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
US Bank, NA, as Trustee for
Greenpoint Mortgage Funding Trust
Mortgage Pass-Through Certificates, etc.,

Plaintiff-Respondent,

-against-

Miriam Nunez,

Defendant-Appellant.
-----X

M-2143
Index No. 850132/13

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about December 13, 2018; and defendant-appellant having moved for an extension of time in which to perfect that 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 extending the time to perfect the appeal to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2167

Ind. Nos. 2725/18
1381/17

Anthony Gibson,
Defendant-Appellant.

-----X

An order of this Court having been entered on February 5, 2019 (M-5634) 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 October 11, 2018, and assigning Christina Swarns, Esq., Office of the Appellate Defender, as counsel to prosecute the appeal; and a motion having been made to relieve such counsel, or in the alternative, to dismiss the appeal without prejudice,

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 proof of service of the motion by regular mail upon defendant at his last known address.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Dominick Benedetto and Mary
Benedetto,
Plaintiffs,

-against-

M-2190
Index No. 160322/14

Hyatt Corporation, et al.,
Defendants.

-----X
Hyatt Corporation, etc., et al.,
Third-Party Plaintiffs-Respondents,

-against-

Securitas Security Services USA Inc.,
Third-Party Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about August 12, 2019,

And third-party defendant-appellant having moved to vacate the dismissal of the appeal and, upon reinstatement, for an extension of time to perfect same,

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

It is ordered that the motion is granted, the dismissal vacated, the appeal reinstated, and the time to perfect said appeal is extended to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Michael J. Bistreich,
Plaintiff-Respondent,

-against-

M-2193
Index No. 160194/16

The City of New York and Vincent
J. Gentile, Individually,
Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about September 16, 2019,

And defendants-appellants having moved to vacate the dismissal of the appeal and, upon reinstatement, for an extension of time to perfect same,

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

It is ordered that the motion is granted, the dismissal vacated, the appeal reinstated, and the time to perfect said appeal is extended to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Advanced Aerofoil Technologies AG,
Plaintiff-Appellant,

-against-

M-2205
Index No. 650109/14

Missionpoint Capital Partners LLC,
Defendant-Respondent.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about September 20, 2019,

And plaintiff-appellant having moved for an extension of time to perfect same the appeal,

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

It is ordered that the motion, deemed to include a request to vacate the dismissal of the appeal pursuant to 22 NYCRR 1250.10(c) is granted, the dismissal vacated, the appeal reinstated, and the time to perfect said appeal is extended to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
511 West 25th Street Owner LP,
Plaintiff-Respondent,

-against-

Westkids25, LLC, Box LTD, and Pascal Danguin,
Defendants-Appellants.
-----X

M-2208
M-2209
Index No. 159460/17

Appeals having been taken to this Court from two orders of the Supreme Court, New York County, entered on or about July 16, 2019, and on or about May 27, 2020, and from a judgment, same Court, entered on or about August 30, 2019,

And defendants-appellants, by separate motions, having moved for an extension of time in which to perfect the aforesaid appeals,

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

It is ordered that the motions are granted to the extent of extending the time to perfect the appeals to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----x

Kathleen Henry,
Plaintiff-Respondent,

-against-

M-2214

Index No. 156496/15

New Jersey Transit Corporation, Renaud
Pierrelouis,
Defendants-Appellants,

Chen Nakar,
Defendant.

-----x

Defendants-appellants having moved for an extension of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about July 3, 2019,

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, deemed to include a request to vacate the dismissal of the appeal (22 NYCRR 1250.10[c]), is granted, the dismissal vacated, the appeal reinstated, and the time to perfect said appeal is extended to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Catherine Shyer, as Preliminary
Executrix of the Estate of Robert Shyer,
Plaintiff-Counterclaim Defendant,

-against-

Christopher Shyer, et al.,
Defendants-Counterclaim Plaintiffs.

M-2223
Index Nos. 651109/18
595921/18

-----X
Zyloware Corporation,
Third-Party Plaintiff-Appellant,

-against-

CATHERINE SHYER, individually,
Third-Party Defendant-Respondent.

-----X
An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about July 18, 2019,

And third-party plaintiff-appellant having moved for an extension of time in which to perfect the appeal,

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

It is ordered that the motion is deemed as one to vacate the prior dismissal of the appeal and, as such, is granted, the dismissal is vacated, the appeal reinstated, and the time to perfect said appeal is extended to the December 2020 Term of this Court.

ENTERED:



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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

The People of the State of New York,
Respondent,

M-2240
Ind. 434/18

-against-

Ronald King,
Defendant-Appellant.

-----X

An order of this Court having been entered on April 4, 2019 (M-660) 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 December 6, 2018, and assigning Christina Swarns, Office of the Appellate Defender, as counsel to prosecute the appeal; and a motion having been made to relieve such counsel, or in the alternative, to dismiss the appeal without prejudice to reinstatement,

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 and deeming the appeal withdrawn.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Culligan Soft Water Company et al.,
Plaintiffs-Respondents,

-against-

M-2241
Index No. 651863/12

Clayton Dubilier & Rice, LLC et al.,
Defendants-Appellants.
-----X

Defendants-appellants having moved for an extension of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about January 2, 2019,

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 extending the time to perfect the appeal to the January 2021 Term.

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

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

-against-

M-2262

Ind. No. 3019/18

Elijah Saladeen,
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about November 12, 2019,

And defendant-appellant having moved for an extension of time to perfect the appeal and to continue the stay of execution of judgment and bail granted by order of a Justice of this Court, entered on November 19, 2019, and extended by an order of this Court entered May 7, 2020 (M-1168), pending hearing and determination of the appeal,

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

It is ordered that the motion is granted and the time within which appellant shall perfect the appeal is extended to the December 2020 Term. The stay of execution of judgment and bail granted by order of a Justice of this Court entered on November 19, 2019, and extended by an order of this Court entered May 7, 2020 (M-1168) is hereby extended upon the original terms and conditions and on the further condition that appellant perfect the appeal for the December 2020 Term.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

In Rem Tax Foreclosure Action No.52
Borough of Bronx,
Section 9, 10, 11, 12, 14, 15 and 16,
Tax Classes 1 and 2,
Plaintiff-Respondent,

-against-

M-2287
Index No. 40000/15

1600 Nelson Avenue Housing Development
Fund Corporation,
Defendant-Appellant,

-----X

Defendants-appellants having moved for an extension of time in which to perfect the appeal taken to this Court from an order of the Supreme Court, Bronx County, entered on or about July 10, 2019,

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 extending the time to perfect the appeal to the February 2021 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Capital One, N.A.,
Plaintiff-Respondent,

-against-

M-2292
Index No. 159315/17

Kenneth D. Laub,
Defendant-Appellant,

Starwear Distributors LLC, et al.,
Defendants.

-----X

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about June 13, 2019,

And defendant-appellant having moved for an extension of time to perfect said 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 deemed to include a request to vacate the dismissal of the appeal and, as such, is granted, the dismissal is vacated, the appeal reinstated, and the time to perfect said appeal is extended to the February 2021 Term of this Court.

ENTERED:


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 September 9, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

Matthew Cohen,
Plaintiff-Respondent,

-against-

Cortney Cohen,
Defendant-Appellant.

-----X

CONFIDENTIAL
M-2293
Index No. 304633/18

Defendant-appellant having moved for an extension of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about September 10, 2019,

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 extending the time to perfect the appeal to the December 2020 Term.

ENTERED:



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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
In the Matter of the Application of

Caner Demirayak,
Petitioner-Respondent,

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

-against-

M-2304
Index No. 157290/18

City of New York Department of Citywide
Administrative Services,
Respondent-Appellant.

-----X
Respondent-appellant having moved for an extension of time in which to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about October 31, 2019,

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 extending the time to perfect the appeal to the December 2020 Term.

ENTERED:


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 September 9, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Hannah Biggan,
Plaintiff-Appellant,

-against-

M-2306
Index No. 21758/14E

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

Plaintiff-appellant having moved for an extension of time to perfect the appeal taken from an order of the Supreme Court, Bronx County, entered on or about May 3, 2019,

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 extending the time to perfect the appeal to the December 2020 Term.

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
The Travelers Indemnity Company and
Its Property Casualty Affiliates and
Subsidiaries,
Plaintiff-Appellant,

-against-

Dr. Jamie Gutierrez, Englewood
Orthopedics Group P.C., Ambulatory
Surgical Center of Englewood LLC and
Arthur Avenue Medical Services P.C.,
Defendants-Respondents.

M-2308
M-2310
Index No. 654949/18

-----X

Appeals having been taken from an order of the Supreme Court, New York County, entered on or about June 5, 2019 and from a judgment, same court, entered on or about June 26, 2019,

And plaintiff-appellant having moved, by separate motions, for an extension of time to perfect the aforesaid appeals,

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

It is ordered that the motions are denied as moot (M-2308/M-2310), the relief requested having been previously granted by an order of this Court entered on July 16, 2020 (M-1692/M-1693).

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Patrick Hayes and Carmen Pacheco,
individually and as guardians of
Totolove Hayes, Deceased,
Plaintiffs-Appellants,

-against-

M-2322
Index No. 156457/13

Akam Associates, Inc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about September 26, 2019,

And plaintiff-appellant having moved for an extension of time to perfect said 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 deemed to include a request to vacate the dismissal of the appeal and, as such, is granted, the dismissal is vacated, the appeal reinstated, and the time to perfect said appeal is extended to the February 2021 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Liliane Peck, as Preliminary Executor
of the Estate of Norman L. Peck,
Deceased,

Plaintiff-Respondent,

-against-

M-2331
File No.
2016-1617/B

Ian S. Peck,

Defendant-Appellant.

-----X

An appeal having been taken to this Court from an order of the Surrogate's Court, New York County, entered on or about September 30, 2019; and defendant-appellant having moved for an extension of time in which to perfect said 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 extending the time to perfect the appeal to the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Sherly Cadet,
Plaintiff-Appellant,

-against-

M-2348
Index No. 100373/19

Linda S. Ayers and John D. Schwartz,
as Executors of the Estate Joan C.
Schwartz, and Alliance Nursing Staff of
New York, Inc.,
Defendants-Respondents.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about December 2, 2019,

And plaintiff-appellant, pro se, having moved to substitute Linda S. Ayers and John D. Schwartz, as Executors of the Estate Joan C. Schwartz, in place of Joan C. Schwartz, as defendant-respondent, and amend the caption accordingly,

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 substituting Linda S. Ayers and John D. Schwartz, as executors of the Estate of Joan C. Schwartz, as a defendant in the action and amending the caption to read "Sherly Cadet -v- Linda S. Ayers and John D. Schwartz, as executors of the Estate Joan C. Schwartz, and Alliance Nursing Staff of New York, Inc."

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Norma Knopf and Michael Knopf,
Petitioners-Respondents,

-against-

M-2367

Index No. 652743/18

Michael H. Sanford,
Respondent-Appellant,

Pursuit Holdings, LLC.,
Respondent.

-----X

Appeals having been taken to this Court from a judgment of the Supreme Court, New York County, entered on or about March 8, 2019, and from an order, same Court, entered on or about February 4, 2019,

And respondent-appellant having moved to vacate the dismissal of the appeals and upon reinstatement, for an extension of time to perfect same,

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

It is ordered that the motion is granted, the dismissals vacated, the appeals reinstated, and the time to perfect said appeals is enlarged to the February 2021 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
GFE Jerome Avenue LLC,
Plaintiff-Respondent,

M-2386
Index No. 33597/18E

-against-

Steph-Leigh Associates, LLC,
Defendant-Respondent-Appellant.
-----X

Steph-Leigh Associates, LLC
Third-party Plaintiff-Respondent-
Appellant,

-against-

Weiner Architecture Group, LLC,
JFZ Construction Inc.,
Third-Party Defendants-Appellants-
Respondents,

George Fellows,
Third-Party Defendant-Respondent,

G.F. Enterprises, LLC, Erik Lieppins,
Ahmed Fawad, SO Plumbing and Heating
Inc. and Nicholas Suida.
Third-Party Defendants.
-----X

Third-party defendants-appellants having moved for an extension of time to perfect the appeal taken from an order of the Supreme Court, Bronx County, entered on or about October 11, 2019,

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, deemed to include a request to vacate the dismissal of the appeal, is granted to the extent of reinstating the appeal, and upon reinstatement, extending the time to perfect the appeal to the February 2021 Term.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

Raymond Rodriguez,
Plaintiff-Appellant,

-against-

M-2392
Index No. 156716/16

CPS Fee Company LLC, et al.,
Defendants-Respondents,

-----X

Plaintiff-appellant having moved for an extension of time in which to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about October 18, 2019,

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 extending the time to perfect the appeal to the February 2021 Term of this Court.

ENTERED:



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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Richard Djeddah and Rachel Djeddah,
Plaintiffs-Appellants,

-against-

M-2399
Index No. 111319/95

Daniel Turk Williams,
Defendant-Respondent.

-----X

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about July 31, 2019,

And plaintiffs-appellants having moved for an extension of time to perfect the aforesaid appeal,

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

It is ordered that the motion is granted to the extent of extending the time to perfect the appeal to the February 2021 Term of this Court, with leave to seek further extensions if necessary.

ENTERED:


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 September 3, 2020.

Present - Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----x
Ginarte Gallardo Gonzalez & Winograd, LLP,
Plaintiffs-Respondents,

-against-

M-2402
Index No. 159991/18

Rene G. Garcia and The Garcia Law
Firm, et al.,
Defendants-Appellants,

Mignolia Pena, et al.,
Defendants.

-----x

Appeals having been taken to this Court from the order of the Supreme Court, New York County, entered on or about December 4, 2019, and defendants-appellants, Rene G. Garcia and The Garcia Law Firm having moved, pursuant to 22 NYCRR 1250.10(c), to vacate the dismissal of their appeal, and upon reinstatement, for an enlargement of time to perfect said appeal (Case No. 2019-5381) in coordination with the appeal taken to this Court by defendants-appellants William Schwitzer, William Schwitzer & Associates P.C., Giovanni C. Merlino, Barry Aaron Semel-Weinstein, and Beth Michelle Diamond (Case No. 2019-5501);

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 vacating the dismissal of the Garcia appeal, reinstating that appeal, and extending the time to perfect both appeals to the February 2021 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

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

-against-

M-2427
Ind. No. 4492N/18

Agustin R. Vasquez,
Defendant-Appellant.

-----X

Defendant having moved for an extension of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about November 26, 2019, for leave to prosecute the appeal as a poor person, on the original record and upon a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted only to the extent of deeming the moving papers a timely filed notice of appeal.

The motion, to the extent that it seeks poor person relief, is denied, with leave to renew, upon defendant's submission of a notarized affidavit, pursuant to CPLR 1101(a) and 22 NYCRR 1250.4(d)(1) and (4), setting forth, inter alia, his indigency as well as facts sufficient to establish that defendant has no funds or assets with which to prosecute the within appeal.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,
Judith J. Gische
Troy K. Webber
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X

Melinda Rios,
Plaintiff-Appellant,

M-2471

Index No. 450325/16

-against-

Oren Sendowski and Marble Hill
Partners, LLC.,
Defendants-Respondents.

-----X

Plaintiff-appellant, pro se, having moved for leave to prosecute, as a poor person, the appeal taken to this Court from an order of the Supreme Court, New York County, entered on or about October 15, 2019, for an extension of time in which to perfect said appeal, 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 the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of extending the time to perfect the appeal to the March 2021 Term of this Court, and is otherwise denied.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. David Friedman, Justice Presiding,
Angela M. Mazzarelli
Ellen Gesmer
Anil C. Singh
Lizbeth González, Justices.

-----X

Fresenius Kabi USA, LLC,
Plaintiff-Appellant,

-against-

M-2453

Index No. 651871/18

Hetero USA, Inc.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on June 11, 2020 (Appeal No. 11642),

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:



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 September 3, 2020.

PRESENT: Hon. Sallie Manzanet-Daniels, Justice Presiding,
Barbara R. Kapnick
Ellen Gesmer
Jeffrey K. Oing, Justices.

-----X
Thomas Kehoe, Jr., et al.,
Plaintiffs-Appellants-Respondents,

-against-

61 Broadway Owners, LLC, et al., M-1558
Defendants-Respondents-Appellants. M-1649
Index No.153920/13

-----X
61 Broadway Owners, LLC, et al.,
Third-Party Plaintiffs-Respondents-Appellants,

-against-

P.S. Marcato Elevator Company,
Inc., et al.,
Third-Party Defendants-Respondents.

-----X

Third-party defendant-respondent P.S Marcato Elevator Company, Inc. (M-1558) and defendants-respondents-appellants (M-1649) having separately moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on February 27, 2020 (Appeal No. 11147),

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

It is ordered that defendants-respondents-appellants' motion (M-1649) is denied. That branch of third-party defendant-respondent's motion (M-1558) for reargument is granted and, upon reargument, this Court's order, entered February 27, 2020 (Appeal No. 11147), is recalled and vacated and a new decision and order substituted therefor. (See Appeal No. 11147 decided simultaneously herewith.) The branch of third-party defendant-respondent's motion seeking leave to appeal to the Court of Appeals is denied.

ENTERED:


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 September 3, 2020.

Present - Hon. Barbara R. Kapnick, Justice Presiding,
Cynthia S. Kern
Anil C. Singh
Peter H. Moulton
Lizbeth González, Justices.

-----x
Madimaro Sacko,
Plaintiff-Respondent,

-against-

M-2288
Index No. 157722/15

New York City Housing Authority,
et al.,
Defendants-Appellants.

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

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about November 29, 2019, and said appeal having been perfected,

And defendants-appellants having moved for a stay of the trial on damages scheduled in Supreme Court pending hearing and determination of the aforesaid appeal,

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

It is ordered that the motion is granted.

ENTERED:



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 September 3, 2020.

Present - Hon. Barbara R. Kapnick, Justice Presiding,
Cynthia S. Kern
Anil C. Singh
Peter H. Moulton
Lizbeth González, Justices.

-----x
Talal Bin Sultan Bin Abdul-Aziz Al Saud,
Petitioner-Respondent,

-against-

M-2481
Index No. 155151/17

The New York and Presbyterian Hospital,
Respondent-Appellant.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about July 14, 2020,

And respondent-appellant having moved for a stay of execution of the aforesaid order, and all other proceeding in the lower court, pending hearing and determination of the aforesaid appeal,

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

It is ordered that the motion is granted.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Barbara R. Kapnick, Justice Presiding,
Cynthia S. Kern
Anil C. Singh
Peter H. Moulton
Lizbeth González, Justices.

-----X
P62 LLC, formerly known as 225 Liberty LLC,
Plaintiff-Respondent,

-against-

M-2542
Index No. 650649/18

WFP Retail Co. L.P.,
Defendant-Appellant.

-----X
WFP Retail Co. L.P.,
Third-Party-Plaintiff-Appellant,

-against-

Ibrahim Merchant, also known as Abraham
Merchant and Richard L. Cohn,
Third-Party-Defendants-Respondents.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about July 13, 2020, and defendant/third-party plaintiff-appellant having moved for a stay of trial pending hearing and determination of the appeal taken therefrom,

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

It is ordered that the motion is granted on condition that appellant perfects the appeal for the December 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

Present - Hon. Barbara R. Kapnick, Justice Presiding,
Cynthia S. Kern
Anil C. Singh
Peter H. Moulton
Lizbeth González, Justices.

-----x
Michelle Sun,
Petitioner-Respondent-Appellant,

-against-

Luke Richbourg,
Respondent-Appellant-Respondent.

CONFIDENTIAL

M-2558

Docket No. O-00685-16

-----x

An appeal having been taken to this Court by respondent-appellant-respondent from an order of the Supreme Court, New York County, Integrated Domestic Violence Part, entered on or about May 13, 2019, and from the Order of Protection of the same court, entered on or about May 13, 2019, and the appeal having been perfected (Case No. 2020-02621),

And petitioner-respondent-appellant having moved for an order enlarging the record on appeal to include her Notice of Appeal, taken from the aforementioned order of the Supreme Court, New York County, Integrated Domestic Violence Part, entered on or about May 13, 2019,

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 petitioner to file a supplemental record on appeal consisting of her Notice of Appeal. Petitioner's time to perfect her appeal is extended to the February 2021 Term, to which Term the perfected appeal (Case No. 2020-02621) is adjourned.

ENTERED:


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 September 3, 2020.

Present - Hon. Barbara R. Kapnick, Justice Presiding,
Cynthia S. Kern
Anil C. Singh
Peter H. Moulton
Lizbeth González, Justices.

-----x
Kenneth Rosenblum, et al.,
Plaintiffs-Respondents,

-against-

M-2567
Index No. 160656/14

Trinity Hudson Holdings, LLC, et al.,
Defendants-Appellants.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about July 31, 2019, and said appeal having been perfected,

And defendants-appellants having moved for a discretionary appellate preference in hearing of the appeal,

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

It is ordered that the motion is granted to the extent of maintaining the appeal on the calendar for the October 2020 Term of this Court.

ENTERED:


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 September 3, 2020.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Jeffrey K. Oing
Anil C. Singh
Peter H. Moulton, Justices.

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

-against-

M-781
Ind. No. 1018/15

Richard Williams,
Defendant-Appellant.

-----X

An order of this Court having been entered on July 26, 2018 (M-2239), granting defendant leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about May 3, 2017, and assigning Seymour W. James, Jr. Esq., predecessor to Janet E. Sabel, Esq., The Legal Aid Society, as counsel to prosecute the appeal; and assigned counsel having moved to be relieved and to substitute other counsel,

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 Janet E. Sabel, Esq., as successor to Seymour W. James, Jr., Esq., The Legal Aid Society, as assigned counsel 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, New York 10005, 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 complete record, whichever is later.

ENTERED:


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 September 3, 2020.

Present - Hon. Cynthia S. Kern
Anil C Singh
Peter H. Moulton
Lizbeth Gonzalez,

Justice Presiding,

Justices.

-----x

A. V.,
Petitioner-Appellant,

-against-

CONFIDENTIAL
M-2340
M-2562
Index No. 156923/17

A. B.,
Respondent-Respondent.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about December 4, 2018, and said appeal having been perfected,

And respondent-respondent having moved to dismiss the appeal or, in the alternative, to extend the time in which to submit a respondent's brief should this motion be decided adversely to the respondents (M-2340),

And petitioner-appellant having cross-moved to preclude respondent-respondent from filing a respondent's brief on this appeal (M-2562),

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 (M-2340) is granted to the extent of extending the time to submit a respondent's brief until the February 2021 Term of this Court, to which Term this appeal is adjourned; the motion is otherwise denied. The cross motion (M-2562) is denied.

ENTERED:


CLERK