

THE FOLLOWING MOTION ORDERS
WERE ENTERED AND FILED ON
SEPTEMBER 16, 2008

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-3816X Palumbo v Stahl, doing business as Stahl Park Avenue
Co.; Cauldwell Wingate Company, Inc. v Forest Electric
(And other actions)

Appeals withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-3817X Claros v 780 West Corp.
(And a third-party action)

Appeals and cross appeal withdrawn.

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-3705 People v Anderson, Juan

M-3707 People v Boulware, Derek

M-3708 People v Carrasquillo, Joseph

M-3709 People v Dunbar, Kelvin

M-3710 People v Fields, David, also known as Fields,
David V.

Leave to prosecute appeals as poor persons granted,
as indicated.

Lippman, P.J., Tom, Mazzairelli, Andrias, Saxe, JJ.

M-3712 People v Jackson, Adrian

M-3713 People v Jimenez, Geral

M-3715 People v Melendez, Lee

M-3718 People v Reyes, Jose

M-3719 People v Robinson, Shaheed

M-3728 People v Smith, Jason

M-3729 People v Tariq, Rashid

M-3731 People v Sherard, Anthony

M-3734 People v Frazier, Beverly

M-3735 People v Bennett, Wiley

Leave to prosecute appeals as poor persons granted,
as indicated.

Lippman, P.J., Tom, Mazzairelli, Andrias, Saxe, JJ.

M-3727 People v Rogers, Reggie

Moving papers deemed a timely filed notice of appeal;
leave to prosecute appeal as a poor person granted, as indicated.

Lippman, P.J., Andrias, Buckley, Sweeny, JJ.

M-2445A(DC #35)

M-2567A People v Brown, Alton

 Leave to prosecute appeal as a poor person granted to the extent indicated. The order of this Court entered on June 26, 2008 (M-2445 [DC #35]/M-2567) recalled and vacated.

Lippman, P.J., Andrias, Friedman, Renwick, DeGrasse, JJ.

M-2671 In the Matter of D., Hawa v D., Mohammad

M-2906 In the Matter of H., Jada Serenity - McMahon Services for Children

M-3016 In the Matter of N., Messiah and N., Ahbjah - Catholic Guardian Society and Home Bureau

M-3030 In the Matter of McE., Sheliah v G., Joseph P.; G., Joseph P. v McE., Sheliah

M-3104 In the Matter of Administration for Children's Services on behalf of S., Vickie v S., West

M-3134 In the Matter of M., Jasmine Pauline - Jewish Child Care Association of New York

 Leave to prosecute appeals as poor persons granted, as indicated.

Lippman, P.J., Tom, Andrias, Saxe, JJ.

M-3632 GENC Realty LLC v Nezaaj
 Reargument or other relief denied.

Lippman, P.J., Mazzarelli, Friedman, Sweeny, Moskowitz, JJ.

M-2975 Bloomingdales, Inc. v The New York City Transit
M-3079 Authority,
M-3096 (And other actions)

 Leave to appeal to the Court of Appeals granted, as
indicated.

Tom, J.P., Gonzalez, Sweeny, Catterson, Moskowitz, JJ.

M-3321 In the Matter of D., Natalie Maria - The Children's
 Aid Society
M-3462 In the Matter of V., Karla v L., Angel
M-3479 In the Matter of M., Jose; M., Christine; M., Cynthia
 and M., Yesenia - Administration for Children's
 Services
M-3599 In the Matter of M., Kimberly - Administration for
 Children's Services

 Leave to prosecute appeals as poor persons granted,
as indicated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3447 People v Chacko, Matthew

Notice of appeal deemed timely filed; leave to prosecute appeal as a poor person granted, as indicated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3548 People v McCutheon, Kareem

Leave to prosecute appeal as a poor person granted, as indicated.

Mazzarelli, J.P., Andrias, Williams, Renwick, JJ.

M-2640 In the Matter of R., Kennan v L., Julie and L.,
Jerald

Leave to prosecute appeal as a poor person granted, as indicated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3269 In the Matter of Colon v New York Office of Children

Leave to prosecute proceeding as a poor person granted to the extent indicated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3600 Djeddah v Djeddah

Enlargement of time to perfect appeal denied, the appeal having been dismissed by ex parte order of this Court dated July 22, 2008 (M-3773).

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3886 In the Matter of New York City Pedicab Owners' Association, Inc. v New York City Department of Consumer Affairs

Motion deemed withdrawn.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-4050 Mattesich v Hayground Cove Asset Management, LLC

Clerk directed to file all documents in connection to this appeal under "**seal**".

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3848 Olden v Diamond 530 Park Avenue Owner, LLC

CPLR 5704(a) relief denied.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3761 Kudinov v Kel-Tech Construction, Inc.

Time to perfect appeal enlarged to the January 2009 Term, to which Term appeal adjourned.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3653 People v Jackson, John

Moving papers annexed to notice of motion deemed a timely filed pro se supplemental brief for the December 2008 Term, to which Term appeal adjourned; motion otherwise denied.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3650 People v Gonzalez, Michael

Motion deemed withdrawn.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3903 People v Hassell, Ceasar, also known as Hassel,
Ceasar

Leave to file pro se supplemental brief granted for the January 2009 Term, to which Term appeal adjourned, as indicated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3465 CS Plumbing Inc. v Action Nissan - Pinnacle Nissan, LLC
doing business as White Plains Nissan

Time to perfect appeal enlarged to the December 2008
Term.

Mazzarelli, J.P., Buckley, Renwick, DeGrasse, JJ.

M-3949 Estate of Bailey v Migdol

Time to perfect appeal enlarged to the January 2009
Term.

Mazzarelli, J.P., Andrias, Saxe, Friedman, Acosta, JJ.

M-3996 Renjifo v Bay Shore Estadio Restaurant, Inc.

Stay of trial granted.

Mazzarelli, J.P., Andrias, Saxe, Friedman, JJ.

M-4123 Bri-den Construction Co., Inc. v Kapell & Kostow
Architects PC

Respondent directed to file 10 copies of unpublished
case decisions as an exhibit.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3849 Fabrikant v Fabrikant
 (And another action)

Consolidation of appeals and other relief denied.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3868 Arfa v Zamir; 546-552 West 146th Street LLC v Arfa

Preliminary appellate injunction denied; interim relief granted by order of a Justice of this Court, dated August 8, 2008, vacated.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3642 Nicoletti Gonson Spinner & Owen LLP (formerly known
M-3837 as Nicoletti Gonson & Spinner LLP) v York Claims
M-3896 Service, Inc.; York Claims Service, Inc. v Colonial
 Cooperative Insurance Company

Defendant/third-party plaintiff-appellant directed to perfect appeals for the January 2009 Term, without prejudice to seeking consolidation of its prospective appeal, as indicated; dismissal of appeals denied, as indicated.

Friedman, J.P., Williams, Buckley, McGuire, JJ.

M-3206 In the Matter of B., Shaniya Eve and R., Shaquan
 Johnathan - Harlem Dowling-Westside Center for Children
 and Family Services

Appeal dismissed.

Gonzalez, J.P., Buckley, Moskowitz, Renwick, DeGrasse, JJ.

M-4110 Azzaro v Super 8 Motels, Inc.

Time to perfect appeal enlarged to the January 2009
Term.

Gonzalez, J.P., Buckley, Moskowitz, Renwick, DeGrasse, JJ.

M-4140 R & R Capital LLC v Merritt

Stay denied.

Gonzalez, J.P., Buckley, Moskowitz, Renwick, DeGrasse, JJ.

M-3801 Driscoll v Delarosa

Enlargement of record on appeal granted, as indicated;
motion otherwise denied.

Buckley, J.

M-1277 People v Screahben, Alexander

Leave to appeal to this Court denied.

Buckley, J.

M-1783 People v Estrada, George, also known as Ortiz, George

Leave to appeal to this Court and other relief denied.

Acosta, J.

M-3575 People v Johnson, DeWright, Jr.
Leave to appeal to this Court denied.

DeGrasse, J.

M-3960 People v Salas, Dublin
Leave to appeal to this Court denied.

DeGrasse, J.

M-3998 People v Nicomedez, Wilhelmina
Leave to appeal to this Court denied.

Freedman, J.

M-3452 People v Seth, Gregory
Leave to appeal to this Court and other relief
denied.

Mazzarelli, J.P., Saxe, Friedman, Nardelli, Williams, JJ.

In the Matter of Attorneys Who Are in Violation
of Judiciary Law Section 468-a:

M-3630 Jane Leslie Silfen, admitted on 8-28-89,
at a Term of the Appellate Division,
First Department

Respondent reinstated as an attorney and counselor-
at-law in the State of New York, effective the date hereof.
No opinion. All concur.

Mazzarelli, J.P., Saxe, Friedman, Nardelli, Williams, JJ.

In the Matter of Attorneys Who Are in Violation
of Judiciary Law Section 468-a:

M-3799 Ian Eugene Celecia, admitted on 9-17-1996,
at a Term of the Appellate Division,
Third Department

Respondent reinstated as an attorney and counselor-
at-law in the State of New York, effective the date hereof.
No opinion. All concur.

Mazzarelli, J.P., Saxe, Friedman, Nardelli, Williams, JJ.

In the Matter of Attorneys Who Are in Violation
of Judiciary Law Section 468-a:

M-4056 Joel D. Christoph, admitted on 3-2-1998,
at a Term of the Appellate Division,
First Department

Respondent reinstated as an attorney and counselor-
at-law in the State of New York, effective the date hereof.
No opinion. All concur.

The following orders were entered and filed on September 9, 2008:

Lippman, P.J., Tom, Mazzarelli, Andrias, Saxe, JJ.

M-2792 Hacoheh v Trustees of the Masonic Hall
 Appeal deemed withdrawn.

Lippman, P.J., Mazzarelli, Sweeny, Moskowitz, Renwick, JJ.

M-3638 In the Matter of the Application of The Jewish
 Association for Services for the Aged - K., David
 Leave to hold petitioner agency in contempt denied.

Lippman, P.J., Tom, Williams, McGuire, Freedman, JJ.

M-4111 Cicale v Wachovia Bank N.A.

 Perfected appeal from order entered on or about
April 3, 2008 adjourned to the October 2008 Term, and said appeal
to include defendant-appellant's appeal from the order entered on
or about June 9, 2008, as indicated. Sua sponte, defendant-
appellant directed to file supplemental record, as indicated.

Mazzarelli, J.P., Buckley, Acosta, DeGrasse, JJ.

M-3627 Yerushalmi v Abed Realty Corp.

M-3831

M-3832

Motions consolidated; proceedings in Supreme Court stayed on condition defendants-appellants perfect appeal from order and judgment (one paper) of said Court entered on or about May 7, 2007 for the December 2008 Term, to which Term perfected appeal from the order of said Court entered on or about June 30, 2008 adjourned; and on further condition undertaking posted, as indicated. Clerk directed to calendar appeals for hearing together in said December 2008 Term.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3863 Angamarca v New York City Partnership Housing
Development Fund Company, Inc.

(And other actions)

Stay of trial granted.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-4018 Leser, doing business as The Luxury Portal v
Penido - Kooper

Stay denied.

Mazzarelli, J.P., Buckley, Acosta, Renwick, DeGrasse, JJ.

M-3838 Mann v The Cooper Tire Company - Estate of Mann;
Mann v The Cooper Tire Company
(And another action)

Judicial notice taken of the prior appellate record,
In the Matter of Mann v Cooper Tire Company (33 AD3d 24); motion
otherwise denied.

Gonzalez, J.P., Buckley, Renwick, DeGrasse, JJ.

M-3864 Second On Second Café, Inc. v Hing Sing Trading, Inc.
Appeal dismissed, as indicated.

Gonzalez, J.P., Buckley, Moskowitz, Renwick, DeGrasse, JJ.

M-4043 Melcher v Apollo Medical Fund Management L.L.C.
Stay of proceeding including trial denied.

Gonzalez, J.P., Buckley, Moskowitz, Renwick, DeGrasse, JJ.

M-4099 Vargas v Cazenovia College

Enlargement of record on appeal granted; defendant
directed to file 10 copies of supplemental record on appeal,
as indicated.

Moskowitz, J.

M-3835 In the Matter of W., Matthew v R., Meagan
Stay denied.