

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

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

Appellant,

-against-

M-1608
Ind. No. 2681/07

Albert Younus,

Defendant-Respondent.
-----X

An appeal having been taken from the orders of the Supreme Court, New York County, entered on or about September 15, 2010 and December 1, 2010, respectively,

Now, upon reading and filing the stipulation of the parties hereto, filed April 5, 2011, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

-----X
Nicky Generoso,
Plaintiff-Respondent,

-against-

M-1855
Index No. 102719/08

New York City Housing Authority,
Bri-Den Construction Co., Inc.,
Defendants-Appellants,

-and-

Pro Safety Services, LLC, and Pro
Bridging and Scaffolding Co., Inc.,
Defendants.

-----X
[and a Third-Party action]
-----X

Index No. 591027/08

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about December 4, 2009,

Now, upon reading and filing the stipulation of the parties hereto, filed April 15, 2011, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the January 2011 Term, is withdrawn in its entirety in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

-----X
CPC Group Limited,

Plaintiff-Appellant,

-against-

Banco Inbursa, S.A.,

Defendant-Respondent.
-----X

M-1702
Index No. 650339/10

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about December 13, 2010,

Now, upon reading and filing the stipulation of the parties hereto, filed April 7, 2011, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the April 2011 Term, is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

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

-----X
In the Matter of the Application of
The City of New York, Mayor's Office
Labor Relations, James F. Hanley, etc.,

Petitioners-Appellants,

For a Judgment Pursuant to Article
78 of the CPLR,

M-1595
Index No. 400464/07

-against-

The Board Of Certification of the
Office of Collective Bargaining of the
City of New York, Marlene Gold, etc.,
et al.,

Respondents-Respondents.

-----X

An Article 78 proceeding to review a determination of appellants, having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about April 7, 2010,

Now, upon reading and filing the papers with respect to the motion, and the correspondence from the City of New York Law Department (Susan Paul, of counsel), filed April 5, 2011, and due deliberation having been had thereon,

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

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

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

-----X

Evelyn Konrad,
Plaintiff-Appellant,

-against-

M-904
Index No. 102110/10

William Brown,
Defendant-Appellant.

-----X

An appeal having been taken from the order and judgment of the Supreme Court, New York County, entered on or about September 14, 2010 and September 30, 2010, respectively,

And an order of this Court having been entered January 27, 2011 (M-5902), inter alia, permitting defendants' to enlarge the record on appeal to include an order entered November 12, 2010,

And an appeal having been taken from a subsequent order of the same Court entered on or about February 18, 2011

And defendant-appellant having moved for an order for consolidating the aforesaid appeals,

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

It is ordered that the motion is granted to the extent of consolidating the aforesaid appeals permitting defendants to prosecute the consolidated appeals upon nine copies of one record and one set of appellant points covering the consolidated appeals. The attention of the parties is directed to 22 NYCRR § 600.11.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
John W. Sweeny, Jr.
Karla Moskowitz
Rolando T. Acosta
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of

Ottoniel F.,
Sophia F.,
and Trinity W.,

M-1550

Docket Nos. NN30574/09
NN30575/09
NN30576/09

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

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

Lisna L-J.,
Respondent-Appellant.

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

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the purported appeal from the order of the Family Court, New York County, entered on or about March 25, 2011, for assignment of counsel, a free copy of the transcript, and related relief,

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

Ordered that the motion is denied, with leave to renew upon the filing of a notice of appeal and the submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth facts sufficient to establish that appellant has no funds or assets with which to prosecute appeal.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
John W. Sweeny, Jr.
Karla Moskowitz
Rolando T. Acosta
Sallie Manzanet-Daniels, Justices.

-----X
Application of New York Institute of
Technology,

Petitioner-Respondent,

M-1457

For an Order Pursuant to Article 75
of the CPLR Staying Arbitration of a
Certain Controversy,

Index No. 105462/10

-against-

Gurumurthy Kalyanaram,
Respondent-Appellant,

The American Arbitration Association,
Respondent.

-----X

Respondent-appellant having moved for an enlargement of time in which to perfect the appeal from the order and judgment of the Supreme Court, New York County, entered on or about July 15, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the October 2011 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice
John W. Sweeny, Jr.
Karla Moskowitz
Rolando T. Acosta
Sallie Manzanet-Daniels, Justices.

-----X
Gerasimos Tzilianos,

Plaintiff-Appellant,

-against-

New York City Transit Authority,

Defendant-Respondent.
-----X

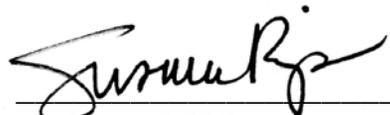
M-1252
Index No. 102570/07

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about June 17, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the October 2011 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
James M. Catterson
Rosalyn H. Richter
Sheila Abdus-Salaam
Nelson S. Román, Justices.

-----X
Coastal Sheet Metal Corp.,
Plaintiff-Respondent,

-against-

M-993
Index No. 400303/06

RJR Mechanical, Inc., et al.,
Defendants-Appellants,

New York State University Construction
Fund, et al.,
Defendants.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, entered on or about April 22, 2009, and a decision and order of this Court having been entered on March 24, 2011 (Appeal No. 4616) unanimously affirming the aforesaid judgment of the Supreme Court,

And an appeal having been taken from a subsequent order of said Supreme Court entered on or about August 10, 2010, and said appeal having been perfected and heard within the May 2011 Term of this Court,

And plaintiff-respondent having moved to adjourn the appeal from the aforesaid order entered on or about August 10, 2010 to the May 2011 Term,

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

Ordered that the motion is denied as academic.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Rolando T. Acosta
Leland G. DeGrasse, Justices.

-----X
Hipolita Torres,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 **M-1514**
of the Civil Practice Law and Rules, Index No. 402688/10

-against-

New York City Housing Authority,
Defendant-Respondent.
-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about March 11, 2011, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Rolando T. Acosta
Leland G. DeGrasse, Justices.

-----X
Yolanda Diaz,

Plaintiff-Appellant,

-against-

The City of New York,

Defendant-Respondent.
-----X

M-1376
Index No. 102086/04

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about May 4, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the October 2011 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

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

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

-against-

M-1519
Ind. No. 4317/09

Jose Ortiz,
Defendant-Appellant.

-----X

Defendant having moved for an extension of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about June 2, 2010, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

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

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

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. (212) 402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 12, 2012.

Present - Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Rolando T. Acosta
Leland G. DeGrasse
Nelson S. Román, Justices.

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

-against-

Barbara Kogan,
Defendant-Appellant.

M-1537A
Ind. No. 4540/09
1867/10

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about June 4, 2010, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of deeming the notice of appeal as timely filed. The motion, to the extent it seeks poor person relief, is denied, with leave to renew upon defendant's submission of a detailed notarized affidavit, in compliance with CPLR 1101(a), setting forth the terms of defendant's retainer agreement with trial counsel, the amount and sources of funds for trial counsel's fee and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.) The order of this Court entered on May 26, 2011 (M-1537) is hereby recalled and vacated.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Rolando T. Acosta
Diane T. Renwick
Helen E. Freedman, Justices.

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

- - - - -
Barbara Anne J.,
Petitioner-Respondent,

M-1273
Docket No. F389-05/09G

-against-

James Earl J.,
Respondent-Appellant.

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

-----X
An appeal having been taken from the order of the Family Court, New York County, entered on or about April 2, 2010,

And an order of this Court having been entered on February 8, 2011 (M-6109), denying respondent-appellant poor person relief and the assignment of counsel, with leave to renew upon submission of a notarized affidavit pursuant to CPLR 1101(a) setting forth facts to establish respondent has to funds or assets with which to prosecute the aforesaid appeal,

And respondent-appellant having renewed his motion for poor person relief, the assignment of counsel, a free copy of the transcript, and related relief,

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

Ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rolando T. Acosta
Sheila Abdus-Salaam, Justices.

-----X

In the Matter of the Petition of

Bankers Trust Corporation, (formerly known as Bankers Trust New York Corporation) and its Affiliated Entities,

Petitioner,

-against-

Tax Appeals Tribunal of the City of New York and the Commissioner of Finance of the City of New York, Respondents.

M-1956
Tax Appeals Tribunal
No. 04-36

To Review a Decision of the Tax Appeals Tribunal, pursuant to Section 171 of the New York City Charter and Article 78 of the Civil Practice Law and Rules.

-----X

Petitioner having moved for an enlargement of time in which to perfect a special proceeding to review a decision of the New York City Tax Appeals Tribunal, dated April 8, 2010,

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

Ordered that the motion is granted to the extent of enlarging the time in which to perfect the proceeding to on or before July 11, 2011 for the September 2011 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rolando T. Acosta
Sheila Abdus-Salaam, Justices.

-----X
Centurion Marketing Inc., et al.,
Plaintiffs-Appellants,

-against-

M-1848
Index No. 21398/06

Jerome Ackerman, et al.,
Defendants-Respondents.

-----X

Plaintiffs-appellant having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about June 17, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2011 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rolando T. Acosta
Sheila Abdus-Salaam, Justices.

-----X
2626 Bway LLC,
Plaintiff-Appellant,

-against-

M-1917
Index No. 105635/10

Broadway Metro Associates, L.P.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about June 28, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the November 2011 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Diane T. Renwick
Leland G. DeGrasse, Justices.

-----X

In the Matter of

Galina Vlasova,
Plaintiff-Appellant,

M-1540

Index No. 114000/05

-against-

The City of New York,
Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about April 21, 2010 (mot. seq. no. 005), and said appeal been perfected,

And defendant-respondent having moved for an order dismissing the aforesaid appeal,

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

Ordered that the motion is granted and the appeal is dismissed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Diane T. Renwick
Leland G. DeGrasse, Justices.

-----X
Ira S.,
Plaintiff-Respondent-Appellant/
Respondent,

-against-

M-1604
Index No. 311503/07

Janice S.,
Respondent-Appellant-Respondent/
Respondent,

Arielle S.,
Respondent-Appellant/Appellant.

- - - - -
Dawn Marcella Cardi, Esq.,
Attorney for the Children.

-----X

An appeal and cross appeals having been taken from the order of the Supreme Court, New York County, entered on or about April 29, 2010,

And subject child, Arielle S., having taken an appeal from the order of said Supreme Court entered on or about May 24, 2010,

And an order of this Court having been entered on October 14, 2010 (M-3455/M-3738) appointing Dawn Marcella Cardi, Esq., as new attorney to represent the subject children and directing plaintiff-respondent father, Ira S., to continue providing compensation to the new attorney for the children in compliance with said order of the Court,

And appellant-child having moved for an order compelling plaintiff-respondent father to compensate Dawn Marcella Cardi, Esq., attorney for the child, enlarging the time in which to perfect the appeal, and sanctioning plaintiff-respondent father,

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

Ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2011 Term, and directing plaintiff-respondent father, Ira S., to pay Dawn Marcella Cardi, Esq., attorney for the children, \$25,000 forthwith, without prejudice to further proceedings in Supreme Court, which shall include but not be limited to proceedings to compel such payment or for a further fee or refund of an unused retainer as applicable. The motion is otherwise denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
Diane T. Renwick
Leland G. DeGrasse
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
Jacob Ginsburg,

Plaintiff-Appellant,

-against-

Douglas Dussell Pritchard, et al.,

Defendants-Respondents.
-----X

M-1295
Index No. 600630/08

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about December 2, 2009 (mot. seq. no. 004),

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2011 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Richard T. Andrias, Justice Presiding,
David B. Saxe
James M. Catterson
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
Donna Spagnola-Scheman, et al.,

Plaintiffs-Appellants,

-against-

M-1270
Index No. 6077/05

Thomas G. Bellew, et al.,

Defendants-Respondents.
-----X

Plaintiffs-appellants having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, Bronx County, entered on or about March 2, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the October 2011 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Richard T. Andrias, Justice Presiding,
David B. Saxe
James M. Catterson
Sheila Abdus-Salaam,
Sallie Manzanet-Daniels, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-1195

Ind. No. 3589/09

Harold Ringer,

Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about November 23, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2011 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
David Friedman
James M. Catterson
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Miguel Duran,

Plaintiff-Respondent,

-against-

M-1806
Index No. 7152/06

Jeong Hoy,

Defendant-Appellant.

-----X

Defendant-appellant having moved for a stay of trial pending hearing and determination of the appeal taken from the order of the Supreme Court, Bronx County, entered on or about March 1, 2011, 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 on condition defendant-appellant perfects his appeal on or before July 11, 2011, for the September 2011 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. Richard T. Andrias, Justice Presiding,
David Friedman
James M. Catterson
Diane T. Renwick
Leland G. DeGrasse, Justices.

-----X

Dr. Howard Kudler,

Petitioner-Respondent,

-against-

M-1349

Index NO. 600237/08

Dr. Barry Truffelman, et al.,

Respondents-Appellants.

-----X

Appeals having been taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 3, 2010, and from the order of said Court entered on or about September 21, 2010, said appeals having been perfected,

And petitioner-respondent having moved for an extension of time in which to file a respondent's brief, and to supplement the record on appeal to include various omitted documents and to correct various errors or, in the alternative, for dismissal 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 permitting petitioner-respondent to file a supplemental appendix, including any omissions and errors found in the record, with costs to abide the event, and the motion is otherwise denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. David B. Saxe, Justice Presiding,
David Friedman
Helen E. Freedman
Rosalyn H. Richter
Sheila Abdus-Salaam, Justices.

-----X

In the Matter of

Adena I.,

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

M-1437
Docket No. NN19487/10

Commissioner of Social Services of The City of New York,
Petitioner-Respondent,

Claude I.,
Respondent-Appellant.

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

-----X

Respondent-appellant father having moved for leave to prosecute, as a poor person, the appeal from orders of the Family Court, New York County, entered on or about October 25, 2010 and February 16, 2011, respectively, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Dora M. Lassinger, Esq., 6 Howland Road, East Rockaway, NY 11518, Telephone No. (516) 887-8987, 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) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

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 May 26, 2011.

Present: Hon. David B. Saxe, Justice Presiding,
David Friedman
Helen E. Freedman
Rosalyn H. Richter
Sheila Abdus-Salaam, Justices.

-----X
Adrian Shipholding Inc., et al.,

Plaintiffs-Appellants,

-against-

M-1511
Index No. 600885/10

Lawndale Group S.A.,

Defendant-Respondent.
-----X

Plaintiffs-appellants having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about June 25, 2010,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the October 2011 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 26, 2011.

Present: Hon. David B. Saxe, Justice Presiding,
Leland G. DeGrasse
Helen E. Freedman
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
HBK Master Fund L.P., et al.,
Plaintiffs-Respondents,

-against-

Troika Dialog USA, Inc., et al.,
Defendants-Appellants.

-----X
VR Global Partners, L.P.,
Plaintiff-Respondent,

-against-

Troika Dialog USA, Inc., et al.,
Defendants-Appellants.

-----X

Action No. 1
M-1997
Index No. 600765/10

Action No. 2
M-2002
Index No. 602539/09

An appeal having been taken in Action No. 1 from the order of the Supreme Court, New York County, entered on or about December 2, 2010, and said appeal having been perfected and calendared for the June 2011 Term,

And appeals having been taken in Action No. 2 from orders of the Supreme Court, New York County, entered on or about December 2, 2010 and January 11, 2011, respectively, and said appeals having been perfected and calendared for the aforesaid June 2011 Term,

And plaintiffs-respondents in both actions having moved by separate motions to adjourn 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.

ENTER:


CLERK