

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 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
The Plaza PH2001 LLC,  
Plaintiff-Appellant,

-against-

M-1195X  
Index No. 602673/08

Plaza Residential Owner L.P., 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 8, 2013 (mot. seq. no. 007),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 10, 2014, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
Roseann Yaman and Peter Yaman,  
Plaintiffs-Appellants,

-against-

M-1376X  
Index No. 155327/12

Peter Cooper Village,  
Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about October 1, 2013 (mot. seq. no. 003),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 19, 2014, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
General Electric Capital Business  
Asset Funding Corporation of  
Connecticut,  
Plaintiffs-Appellants,

-against-

M-1377X  
Index No. 600785/10

Kazi Family LLC,  
Defendant-Respondent.  
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about June 17, 2013,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 19, 2014, 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

W&W Glass, LLC,

Plaintiff-Respondent,

-against-

M-1465X

Index No. 101723/09

1113 York Avenue Realty Company  
LLC, et al.,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about November 22, 2013,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 24, 2014, and due deliberation having been had thereon,

It is ordered that the aforesaid 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justice.

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

-----  
Stefani P.,  
Petitioner-Appellant,

-against-

M-586  
Docket No. F-27775/09

Eugene B.,  
Respondent-Respondent.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from an order of the Family Court, New York County, entered on or about April 16, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justice.

-----X

Stelios Coutsodontis,  
Petitioner-Respondent,

-against-

M-599

Index No. 653956/12

Sea Trade Maritime Corporation, et al.,  
Respondents-Appellants.

-----X

Respondents-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 18, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justices.

-----X  
Lafayette Boynton Housing Corporation  
et al.,  
Plaintiffs-Respondents,

-against-

M-633  
Index No. 306111/10

First Mercury Insurance Company,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about June 4, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justice.

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

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

-against-

M-715  
Index No. 401425/11

New York State Nurses Association,  
et al.,  
Respondents-Appellants.

-----X

Respondents-appellants having moved for an enlargement of time to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about April 18, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justice.

-----X  
In the Matter of the Application of  
Carol Puerto,  
Petitioner-Respondent-Appellant,

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

-against-

M-696  
Index No. 402224/11

Robert Doar, as Commissioner of the  
New York City Human Resources  
Administration, et al.,  
Respondents-Appellants-Respondents.

-----X  
Respondents having jointly moved for an order enlarging the time to perfect their respective appeals and the cross appeal from an order of the Supreme Court, New York County, entered on or about April 25, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeals and cross appeal, which are, sua sponte, consolidated, to the October 2014 Term. Appellants are permitted to prosecute the appeals upon 9 copies of one record and one set each of the requisite appellants'/respondents' points covering the aforesaid appeals and cross 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Dianne T. Renwick  
Paul G. Feinman  
Judith J. Gische, Justice.

-----X  
Richard Medina,  
Plaintiff-Respondent,

-against-

M-835  
Index No. 311303/11

New York City Police Department,  
et al.,  
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about April 29, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 Term.

ENTER:

  
CLERK



CORRECTED ORDER - July 28, 2014

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 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X  
Towers Watson & Co., and Towers  
Watson Pennsylvania Inc.,  
Plaintiffs-Appellants,

-and-

M-1596  
Index No. 653162/13

JLT RE (North America) Inc.,  
Plaintiff,

-against-

Guy Carpenter & Company, LLC, et  
al.,  
Defendants-Respondents.

-----X  
(And another action)  
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 14, 2014,

And plaintiffs-appellants having moved for an enlargement 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 enlarging the time to perfect the aforesaid appeal to on or before **August 4, 2014** for the October 2014 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 April 29, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X  
Andre Lombardi,  
Plaintiff,

-against-

M-1218  
Index No. 110684/11

Structure Tone, Inc., et al.,  
Defendants.

-----X  
Structure Tone, Inc., et al,  
Third-Party Plaintiffs,

-against-

Third-Party  
Index No. 590270/12

Centre Street Systems,  
Third-Party Defendant.

-----X  
Structure Tone, Inc., et al.,  
Second Third-Party  
Plaintiffs-Appellants,

-against-

Second Third-Party  
Index No. 590898/12

Robert B. Samuels, Inc.,  
Second Third-Party Defendants.

-----X

Defendants/third-party/second third-party plaintiffs-appellants having moved for a stay of trial pending hearing and determination of the appeal taken from the an order of the Supreme Court, New York County, entered on or about January 23, 2014, and said appeal having been perfected,

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

It is ordered that the motion is granted.

ENTER:



CLERK

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 29, 2014.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Richard T. Andrias  
David B. Saxe  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X

People of the State of New York,

Respondent,

-against-

**M-562**

Ind. No. 5047/01

Clive Scott,

Defendant-Appellant.

-----X

Defendant-appellant having moved for reargument of the decision and order of this Court entered on January 21, 2014 (Appeal No. 11339),

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 April 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Leland G. DeGrasse  
Helen E. Freedman, Justices.

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

-against-

M-1017  
Ind. No. 4359/11

Daryll Jennings, also known as DJ,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about January 7, 2014, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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

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

The court reporter shall promptly make and file with the criminal court (CPL §460.70) 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, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Leland G. DeGrasse  
Helen E. Freedman, Justices.

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

-against-

M-1035  
Ind. No. 321/12

Eric A. Wilson,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 20, 2013, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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

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

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.

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 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Leland DeGrasse  
Helen E. Freedman, Justice.

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

-against- M-1024  
Ind. No. 2498/08  
Case No. 37890C/08  
Antoine Lewis,  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, Bronx County, rendered on or about February 17, 2012, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of deeming the notice of appeal as timely filed and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11(b)(2) 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11<sup>th</sup> Floor, New York, New York 10006, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Leland DeGrasse  
Helen E. Freedman, Justices.

-----X  
The Insurance Corporation of  
New York,  
Plaintiff-Respondent,

-against-

M-1181  
Index No. 102485/08

Smith, Mazure, Director, Wilkens,  
Young & Yagerman, P.C.,  
Defendant-Appellant.

-----X

Defendant-appellan having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about January 24, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the December 2014 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 April 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Leland DeGrasse  
Helen E. Freedman, Justice.

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

-against-

M-1019  
Ind. Nos. 2586/13  
340/13

Michael Israel,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about January 27, 2014, 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, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101, setting forth the amount and sources of monies to post the \$15,000 bail in the Supreme Court, the disposition thereof, and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
David Friedman  
John W. Sweeny, Jr.  
David B. Saxe  
Helen E. Freedman, Justices.

-----X  
Carlayne Sims,  
Petitioner,

-against-

M-873

The United State of America  
Governing Body and John and Jane  
Does of North General Hospital,  
et al.,  
Respondents.

-----X

Petitioner having moved pursuant to CPLR 5704(a) for certain relief denied by a Justice of the Supreme Court, New York County, on or about December 18, 2013,

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

It is ordered that the motion is denied.

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 29, 2014.

Present - Hon. Peter Tom, Justice Presiding,  
Dianne T. Renwick  
Rosalyn H. Richter  
Paul G. Feinman  
Judith J. Gische, Justices.

-----x  
Roseann Yaman, et al.,

Plaintiffs-Respondents,

-against-

M-1329

Index No. 155327/12

Peter Cooper Village, et al.,  
Defendants,

-and-

Otis Elevator 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 February 28, 2014 (mot. seq. no. 006),

And defendant-appellant having moved for a stay of execution and enforcement of the aforesaid order 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 the appeal is perfected on or before July 7, 2014 for the September 2014 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 April 29, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
David B. Saxe  
Helen E. Freedman  
Sallie Manzanet-Daniels, Justices.

-----X

Site Five Housing Development Fund Corporation,  
Plaintiff-Respondent,

-against-

M-1305  
Index No. 112515/07

Estate of Eldon Bullock,  
Defendant,

Nasser Abdo Alomari,  
Defendant-Appellant.

-----X

An appeal having been taken from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about April 18, 2013,

And a decision and order of this Court having been entered on December 12, 2013 (Appeal No. 11347), affirming the aforesaid order and judgment (one paper) of Supreme Court, New York County,

And an order of this Court having been entered on February 25, 2014 (M-6621) inter alia denying defendant-appellant's motion for a stay of eviction and for related relief,

And defendant-appellant having moved for reargument of the aforesaid order of this Court entered on February 25, 2014 (M-6621) or in the alternative for leave to appeal said order to the Court of 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 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 April 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Sallie Manzanet-Daniels  
Barbara R. Kapnick, Justice.

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

-against-

M-1090  
Case No. 13950C/11

Mamadou Doumbia,  
Defendant-Appellant.

-----X

Counsel for defendant-appellant having moved for an order dismissing defendant's appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about July 26, 2012, without prejudice to reinstatement at such time appellant becomes amenable to the jurisdiction of this Court,

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

It is ordered that the motion is granted to the extent of deeming the appeal withdrawn.

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 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Sallie Manzanet-Daniels  
Barbara R. Kapnick, Justices.

-----X  
Tashena Ampratwum,  
Petitioner-Appellant,

-against-

M-1002  
Index No. 310817/11

Faustina Appiah,  
Respondent-Respondent.

-----X

Petitioner-appellant, pro se, having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about April 26, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Leland DeGrasse  
Rosalyn H. Richter, Justice.

-----X

Three Amigos SJL Rest., Inc., doing  
business as The Cheetah Club, et al.,

Plaintiffs-Appellants,

M-764

M-1352

-against-

Index No. 152184/12

CBS Broadcasting Inc., et al.,

Defendants-Respondents.

-----X

Plaintiffs-appellants having moved by separate identical motions for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about March 21, 2013 (mot. seq. no. 002),

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 enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Leland DeGrasse  
Rosalyn H. Richter, Justice.

-----X  
Steve Loren,  
Petitioner-Appellant,

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

-against-

M-860  
Index No. 401945/12

The New York City Department of  
Education and Dennis Walcott, as  
Chancellor of the NYC Dept. of Education,  
Defendants-Respondents.

-----X

Petitioner-appellant, pro se, having moved for an enlargement of time to perfect the appeal from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about January 24, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 Term and otherwise clarifying that this Court's prior order entered December 3, 2012 (M-4829/M-5095) provides petitioner-appellant with a copy of the minutes of the proceedings held in connection with this matter in the Supreme Court, New York County, on September 18, 2012, without fee, and the Clerk of Supreme Court is directed to have transcribed the minutes of the aforesaid proceedings with the cost thereof to be charged against the City of New York from the funds available therefrom.

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 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Helen E. Freedman  
Judith J. Gische, Justices.

-----X

Susan Budney,  
Plaintiff-Respondent,

-against-

M-569  
Index No. 350091/12

Michael Santomaura,  
Defendant-Appellant.

-----X

Appeals having been taken from orders of the Supreme Court, New York County, entered on or about August 22, 2013, August 28, 2013 and December 18, 2013,

And Judith E. White, Esq., Lee Anav Chung White & Kim, LLP, counsel for defendant-appellant, having moved to withdraw as counsel in connection with 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 counsel is relieved, sua sponte, the time to perfect the appeal is enlarged to the October 2014 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 April 29, 2014.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Helen E. Freedman  
Judith J. Gische, Justices.

-----X  
Mark A. Smith,  
Plaintiff-Appellant,

-against-

The Girls Club of New York,  
Defendant-Respondent.  
-----X

M-2094A  
Index Nos. 570657/10  
1740/01

An order of this Court having been entered on August 6, 2013 (M-2094), granted plaintiff-appellant leave to appeal to this Court from the decision and order of the Appellate Term entered in the office of the Clerk of the Supreme Court, New York County, on or about December 13, 2012,

And plaintiff-appellant having moved for leave to prosecute the aforesaid appeal as a poor person, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that said motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serve one copy of such brief upon the attorney for respondent and file 9 copies of such brief, together with the original record, with this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Sallie Manzanet-Daniels  
Barbara R. Kapnick, Justices.

-----X  
FTBK Investor II LLC, as Trustee  
for NY Brooklyn Investor II Trust 4,  
Plaintiff-Respondent,

-against-

M-812  
Index No. 810161/11

Maryanne Holding LLC,  
Defendant-Appellant,

-and-

New York State Department of  
Taxation and Finance, et al.,  
Defendants.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about January 31, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Helen E. Freedman  
Judith J. Gische, Justice.

-----x  
In the Matter of the Application of  
George Zouvelos,  
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-603  
of the Civil Practice Law and Rules Ind. No. 101160/13

-against-

New York State Department of Financial  
Services,  
Respondent-Respondent.

-----x

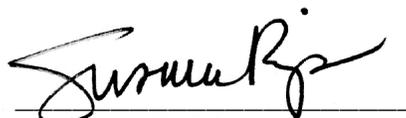
An Article 78 proceeding having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about September 9, 2013, to review a determination of respondent,

And petitioner-appellant having moved for leave to prosecute, as a poor person, the aforesaid proceeding, and for leave to have the proceeding 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 denied, with leave to renew upon submission of an affidavit setting forth the source of funds to pay for counsel in the proceedings before the New York State Department of Financial Services and attach Federal Income Tax returns for the years 2011 and 2012.

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 29, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Diane T. Renwick  
Helen E. Freedman  
Judith J. Gische, Justices.

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

Respondent,

-against-

**M-518**

Ind. No. 383/11

Wilfredo Vega Vasquez, also known as  
Wilfredo Vegavasquez,

Defendant-Appellant.  
-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about December 18, 2013, 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, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth the amount and sources of funds to post the \$20,000 bail in the Supreme Court, the disposition thereof, and an explanation as to why similar funds are not available to prosecute the appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

ENTER:

—   
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 29, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Diane T. Renwick  
Helen E. Freedman  
Judith J. Gische, Justices.

-----X  
Walter Pofeldt,

Plaintiff-Respondent,

**M-713**

Index No. 3334/08

-against-

Mary Paliotta,

Defendant-Appellant.  
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about March 14, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the September 2014 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 April 29, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
David Friedman  
Leland G. DeGrasse  
Helen E. Freedman  
Barbara R. Kapnick, Justices.

-----X  
Sebastian Fernandez, an infant by  
his Mother and Natural Guardian,  
Evelyn Fernandez,  
Plaintiffs-Appellants,

**M-1282**  
Index No. 350054/09

-against-

Nancy W. Kirshenbaum, M.D., et al.,  
Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal taken from the judgment of the Supreme Court, Bronx County, entered on or about June 5, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

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

-----X  
Luis Casas, etc.,  
Plaintiff-Respondent,

-against-

M-6643  
Index No. 115106/04

Consolidated Edison Company of  
New York, Inc.,  
Defendant-Appellant.

-----X

Plaintiff-respondent having moved for renewal and/or reconsideration of the decision and order of this Court entered on April 9, 2013 (Appeal No. 9744),

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 upon renewal, the decision and order of this Court entered on April 9, 2013 (Appeal No. 9744) is recalled and vacated and a new decision and order substituted therefor. (See Appeal No. 9744, decided simultaneously herewith.)

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 29, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
Leland DeGrasse  
Paul G. Feinman  
Barbara R. Kapnick, Justice.

-----X  
Barbara Bradshaw,  
Plaintiff-Respondent,

-against-

M-892  
Index No. 114078/05

Lenox Hill Hospital, et al.,  
Defendants-Appellants.  
-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 18, 2013 (mot. seq. no. 015),

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

Present: Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
Leland G. DeGrasse  
Helen E. Freedman, Justices.

-----X  
Michele Trezza,  
Plaintiff-Respondent,

Susan Giddes,  
Plaintiff,

**M-217**  
Index No. 310237/08

-against-

Metropolitan Transportation Authority,  
et al.,  
Defendants-Appellants,

Angeleasa Olsen,  
Defendant.

-----X

Plaintiff-respondent 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 (Appeal No. 10843),

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, to the extent it seeks reargument, is denied. So much of the motion which seeks leave to appeal to the Court of Appeals is granted, and this Court, pursuant to CPLR 5713, certifies that the following question of law, decisive of the correctness of its determination, has arisen, which in its opinion ought to be reviewed by the Court of Appeals:

"Was the order of this Court which, inter alia,  
modified the judgment of the Supreme Court,  
Properly made?"

This Court further certifies that its determination was  
made as a matter of law and not in the exercise of discretion.

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 29, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Karla Moskowitz  
Rosalyn H. Richter  
Paul G. Feinman, Justice.

-----X  
In the Matter of the Application of  
Virginia Santos,  
Petitioner-Appellant,

-against-

City of New York,  
Respondent-Respondent.

M-977  
Index No. 153493/12

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about June 3, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

Present: Hon. David Friedman, Justice Presiding,  
Diane T. Renwick  
Karla Moskowitz  
Rosalyn H. Richter  
Paul G. Feinman, Justices.

-----X  
Anthony DeMartino,

Plaintiff-Appellant,

-against-

**M-729**

Index No. 110464/04

Consolidated Edison Company of  
New York, Inc., et al.,

Defendants-Respondents.  
-----X

Defendant-respondent, T. Moriarty & Sons, Inc., having moved for dismissal of the appeal taken from an order of the Supreme Court, New York County, entered on or about January 29, 2013,

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

It is ordered that the motion is granted 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 April 29, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,  
Karla Moskowitz  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Judith J. Gische, Justices.

-----X

The People of the State of New York  
ex rel. Larry McCray,  
Petitioner,

-against-

M-494  
Ind. No. 2901/12

Edmond Duffy, Warden G.M.D.C.,  
Respondent.

-----X

An order of this Court having been entered on October 31, 2014 (M-4195), granting the above-named petitioner's motion for, inter alia, a writ of habeas corpus to be issued from this Court, to the extent of transferring said writ to be heard before a Justice of the Supreme Court of the State of New York, Bronx County, 851 Grand Concourse, Bronx, New York 10451, and related relief,

And petitioner, pro se, having moved for clarification of the aforesaid order of this Court entered on October 31, 2014 (M-4195) and to challenge his detention under said Indictment No. 2901/12,

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 April 29, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----x  
Stephanie T.,  
Plaintiff-Respondent,

-against-

M-1239  
Index No. 311501/08

Dileepkumar T.,  
Defendant-Appellant.  
-----x

Appeals having been taken to this Court from the order of the Supreme Court, New York County, entered on or about February 6, 2013, and from judgments of said Court entered on or about May 23, 2013 and October 7, 2013, respectively,

And an order of this Court having been entered on February 18, 2014 (M-33) having granted consolidation of the aforesaid appeals and denying so much of defendant-appellant's motion seeking poor person relief and assignment of appellate counsel,

And defendant-appellant having renewed his motion for poor person relief and for an interim order granting child visitation 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 enlarging the time to perfect the consolidated appeals to the October 2014 Term, with no further enlargements to be granted and 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 April 29, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----X  
Noel Christie,  
Plaintiff-Respondent,

-against-

M-1327  
Index No. 20071/13

Mark Scheiner and the Estate of  
Ernest Smalls,  
Defendants-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about May 31, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 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 April 29, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----X  
Aviva Nash and Drum Café, LLC,  
Plaintiffs-Appellants,

-against-

Bill O'Reilly, et al.,  
Defendants-Respondents.

M-1296  
M-1510  
Index No. 306625/12

-----X  
Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about May 31, 2013 (M-1296),

And defendants-respondents having cross-moved to dismiss the aforesaid appeal for failure to timely prosecute (M-1510),

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 is granted to the extent of enlarging the time to perfect the appeal to the October 2014 Term (M-1296). The cross motion is granted to the extent of dismissing the appeal unless perfected for said October 2014 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 April 29, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----X  
Salim Diarrassouba, as Administrator  
of the Estate of Massira Dirrassouba,  
Deceased, Salim Diarrassouba,  
individually and Mariam Keita,  
individually as the mother of  
Massira Diarrassouba,  
Plaintiffs-Respondent,

M-1112  
Index No. 155528/12

-against-

Rubenstein & Rynecki, Esqs.,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about May 24, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the November 2014 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 April 29, 2014.

Present: Hon. Rolando T. Acosta, Justice Presiding,  
Diane T. Renwick  
David B. Saxe  
Leland G. DeGrasse  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Paternity Proceeding  
Under Article 5 of the Family Court Act.  
-----

Todd S.,  
Petitioner-Respondent,

-against-

**M-153**

Docket No. P-55964/09

Lauri B.,  
Respondent-Appellant.  
-----

Nina S. Epstein, Esq.,  
Attorney for the Child.  
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about June 8, 2011, and said appeal having been heard and decided (Appeal Nos. 10793-94) on October 17, 2013,

And respondent-appellant, pro se, having moved for an order nullifying the fee of the attorney for the child and barring said attorney from further representation of said child with respect to this appeal,

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

Ordered that the motion is denied.

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 29, 2014.

Present: Hon. Karla Moskowitz, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Darcel D. Clark  
Barbara R. Kapnick, Justices.

-----X  
Lori Levy,

Plaintiff-Respondent,

-against-

**M-1109**

Index No. 350233/05

Richard Sitomer,

Defendant-Appellant.  
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about May 15, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the October 2014 Term.

ENTER:



CLERK

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

BEFORE: Hon. Peter Tom  
Justice of the Appellate Division

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

Respondent,

-against-

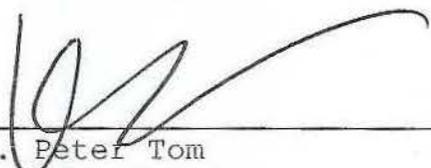
Benjamin Carter,

Defendant.  
-----X

M-6585  
Ind. No. 1174/00,  
5667/01

CERTIFICATE  
DENYING LEAVE

I, Peter Tom, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about September 24, 2013 is hereby denied.

  
\_\_\_\_\_  
Hon. Peter Tom  
Associate Justice

Dated: March 26, 2014  
New York, New York

ENTERED

APR 29 2014

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

BEFORE: Hon. Peter Tom  
Justice of the Appellate Division

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

Respondent,  
-against-

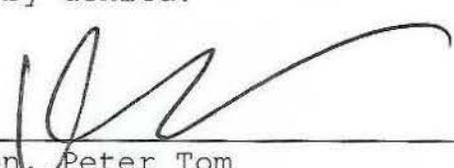
Eduardo Garcia,

Defendant.  
-----X

M-801  
Ind. No. 6120/99

CERTIFICATE  
DENYING LEAVE

I, Peter Tom, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about November 15, 2013 is hereby denied.

  
\_\_\_\_\_  
Hon. Peter Tom  
Associate Justice

Dated: March 26, 2014  
New York, New York

ENTERED

APR 29 2014

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

BEFORE: Hon. Barbara R. Kapnick  
Justice of the Appellate Division

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

M-718  
Ind. No. 2255/00

-against-

CERTIFICATE  
DENYING LEAVE

Jasmine Valentine,

Defendant.  
-----X

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and for related relief, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about October 21, 2013, is hereby denied.

  
\_\_\_\_\_  
Hon. Barbara R. Kapnick

Dated: March 26, 2014  
New York, New York

ENTERED: APR 29 2014

P.M ORDERS  
FOR APRIL  
29, 2014

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 29, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Diane T. Renwick  
Paul G. Feinman  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X  
The People of the State of New York  
ex rel. Michelle Fox, on behalf of  
Miguel Cancel,

Petitioner-Appellant,

**M-1479**

Index No. 450577

-against-

Mark Cranston, Acting Commissioner,  
New York City Department of Correction,  
Respondent-Respondent.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, entered on or about March 18, 2014, which denied and dismissed petitioner's petition for a writ of habeas corpus and for leave to have the appeal heard upon the original record and a reproduced appellant's brief, for the continuation of Scott A. Rosenberg, Esq., Legal Aid Society, as counsel on the appeal, for petitioner to be released on recognizance, for an expedited 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 said motion is granted to the extent of permitting petitioner to prosecute the appeal on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the Attorney General of the State of New York and files 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court. Scott A. Rosenberg, Esq., Legal Aid Society, is assigned as counsel for purposes of prosecuting the appeal. The remainder of the motion which seeks, inter alia, petitioner's release on his recognizance or unsecured surety and an expedited appeal is otherwise denied.

ENTER:

  
\_\_\_\_\_  
CLERK