

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 28, 2015.

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

-----X
East Village Realty, LLC,
Plaintiff-Respondent,

-against-

M-1385X
Index No. 152118/13

Alpha General Contractors of New York,
Inc., et al.,
Defendants,

Stanley Gleit, LLC,
Defendant-Appellant.
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about August 1, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 30, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 28, 2015.

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

-----X
530 East 13, LLC,
Plaintiff-Respondent,

-against-

M-1386X
Index No. 115182/09

East Village Realty, LLC, et al.,
Defendants,

Stanley Gleit, LLC,
Defendant-Appellant.

(And a third-party action)
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about July 10, 2014 (mot. seq. no. 007),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 30, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 28, 2015.

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

-----X
Argento Construction Corp.,
Plaintiff-Respondent,

-against-

M-1388X
Index No. 156322/13

Jacob & Company Watches, Inc.,
Defendant-Appellant.
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about September 5, 2014 (mot. seq. no. 002),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 26, 2015, 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 28, 2015.

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

-----X
Sun Sun Construction, Inc.,
Plaintiff-Appellant,

-against-

M-1397
Index No. 600346/06

Tang Tze River Realty Corporation,
Defendant-Respondent,

-and-

Bank of Cathay,
Defendant.

(And a third-party action)
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about January 2, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" March 16, 2015, 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 28, 2015.

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

-----X
In the Matter of

Wendy P., Valeria S.,

Children Under the Age of 18 Years
Alleged to be Abused

Administration for Children's Services,
Petitioner-Respondent,

-against-

Edwin S.,
Respondent-Appellant,

M-1416
Docket Nos.
NA-27180-81/13

Michele Domena, Esq., The Legal Aid
Society,
Attorney for the Children.

-----X

An appeal having been taken from the order of the Family Court, Bronx County, entered on or about July 21, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated March 18, 2015, 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 28, 2015.

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

-----X
Mia Battle,
Plaintiff-Respondent,

-against-

M-1430X
Index No. 310528/10

Structure Tone (UK), Inc., et al.,
Defendants-Appellants,

The Blackstone Group, LLP,
Defendant.

-----X
Structure Tone (UK), Inc., et al.,
Third-Party Plaintiffs-Respondents,

-against-

National Acoustics, Inc.,
Third-Party Defendant-Appellant.

-----X

Appeals having been taken from the order of the Supreme Court, Bronx County, entered on or about December 5, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" April 1, 2015, 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 28, 2015.

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

-----X

In the Matter of the Accounting of
Sheila Lunnin as Executor of the Will
of

Esther Bigus,

Deceased.

M-1431X
Index No. 2006-3683/A

-----X

An appeal having been taken from the order of the Surrogate's Court, New York County, entered on or about July 14, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated April 1, 2015, 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 28, 2015.

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

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

-against-

M-1498
Ind. No. 2233/12

Carlos Maldonado,
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, Bronx County, rendered on or about October 10, 2012,

Now, upon reading and filing the stipulation of the parties hereto, dated March 30, 2015, 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 28, 2015.

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

-----X
Carlos Soto,
Plaintiff-Respondent,

-against-

M-1356
Index No. 303013/07

Verizon New York, Inc.,
Defendant-Appellant.

(And a third-party action)
-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about March 19, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated March 18, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the February 2015 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 April 28, 2015.

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

-----X
Paul Singleton,
Plaintiff-Appellant,

Rose Singleton,
Plaintiff,

-against-

M-1378
Index No. 109095/09

Avalon Bay Communities Inc., et al.,
Defendants-Respondents.

(And a third-party action)
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about February 21, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated March 18, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the April 2015 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 April 28, 2015.

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

-----X
Luis E. Morocho,
Plaintiff-Respondent,

-against-

M-1379
Index No. 110396/11

Demar Holdings, LLC and
16 Main Street Corp.,
Defendants-Appellants.
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about November 5, 2014 (mot. seq. no. 004),

Now, upon reading and filing the stipulation of the parties hereto, dated March 30, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the May 2015 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 April 28, 2015.

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

-----X
In Re: New York City Asbestos Litigation
-----X

Bryan Hockler,
Plaintiff-Respondent,

-against-

M-1424
Index No. 190235/13

3M Company, et al.,
Defendants,

Aurora Pump Company,
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about February 6, 2015 (mot. seq. no. 006),

Now, upon reading and filing the stipulation of the parties hereto, dated March 25, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the June 2015 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 April 28, 2015.

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

-----X
In the Matter of the Application of
South Bronx Unite!, et al.,
Petitioners-Appellants,

For a Judgment Pursuant to Article 78
of the CPLR, etc.,

-against-

M-1178
Index No. 260462/12

New York City Industrial Development
Agency, et al.,
Respondents-Respondents.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about June 25, 2014,

And petitioners-appellants having moved for an enlargement of time to perfect the appeal,

Now, upon reading and filing the stipulation of the parties hereto, dated March 23, 2015, and due deliberation having been had thereon,

It is ordered that the motion 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 28, 2015.

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

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

Respondent,

-against-

M-657
Ind. No. 1077/14

Jessie Shawn,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about June 26, 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 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) 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, Suite 1601, New York, NY 10007, Telephone No. (212) 402-4142, 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 28, 2015.

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

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

-against- M-668
Ind. No. 948/05

Nicholas Simpson,
Defendant-Appellant.
-----X

An order by a Justice of this Court having been entered on July 31, 2014, granting defendant-appellant leave to appeal from the order of the Supreme Court, New York County, rendered on or about June 18, 2014,

And defendant-appellant having moved for leave to prosecute the aforesaid appeal as a poor person, for leave to have the appeal heard on the original record, and a reproduced appellant's brief and for assignment of counsel,

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

It is ordered that the motion is granted to the extent of 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, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 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 28, 2015.

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

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

-against-

M-711
Ind. No. 2593/02

L. A. Lewis,
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 August 13, 2011, 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, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 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 28, 2015.

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

-----X

In the Matter of a Family Offense Proceeding Under Article 8 of the Family Court Act.

- - - - -

Aissatou D.,
Petitioner-Appellant,

M-798
Docket No. 0-12787/11

-against-

Mamadou D.,
Respondent-Respondent.

- - - - -

Holden Thornhill, Esq.,
Attorney for the Children.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about February 10, 2015, 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, Carol L. Kahn, Esq., 225 Broadway, Suite 1510, New York, NY 10007, Telephone No. (212) 227-0206, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal,

the cost thereof to be charged against the City of New York from funds available therefor;¹ **within 30 days (FCS 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 the 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 April 28, 2015.

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

-----X
In the Matter of

Baby Boy W., also known as
Muhamed Umar W.,

M-1109
Docket No. N-42965/13

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

- - - - -
Commissioner of the Administration
for Children's Services,
Petitioner-Respondent,

Jessica W.,
Respondent-Appellant.

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

-----X
Respondent-appellant having moved for leave to prosecute,
as a poor person, the appeal from an order of the Family Court,
New York County, entered on or about January 29, 2015, 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, Tennille M. Tatum-Evans, Esq.,

260 Covent Avenue, Suite #34, New York, NY 10031, Telephone No. 347-645-6660, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor;¹ **within 30 days (FCS 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 the 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 April 28, 2015.

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

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

-against-

M-5504
Ind. Nos. 3651/09
36/14

Kenneth Minor,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 20, 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, 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 28, 2015.

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

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

-against-

Angel Ocasio,
Defendant-Appellant.

M-6344
M-572
Ind. No. 5251/12

-----X

Defendant having moved by separate motions for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 13, 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 motions, 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, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 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 28, 2015.

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

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

Respondent,

-against-

Leroy Williamson,

Defendant-Appellant.
-----X

M-908
Ind. No. 415/12

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 November 10, 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 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) 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, Suite 1601, New York, NY 10007, Telephone No. (212) 402-4142, 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. The order of this Court entered on September 4, 2014 (M-3333) 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 April 28, 2015.

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

-----X

In the Matter of

Joanne Nicky McD.,
and Nadine Vicky McD.,

M-692

Docket Nos. B-26340/11
B-26341/11

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

The Children's Village, Commissioner
of the Administration of Children's
Services,
Petitioners-Respondents,

Vernice H.,
Respondent-Appellant.

Andrew Baer, Esq.,
Attorney for the Children.

-----X

Craig S. Marshall, Esq., Family Court Attorney for the subject children, having moved on said children's behalf for leave to respond, as poor persons, to the appeal from orders of the Family Court, Bronx County, entered on or about November 5, 2014 and on or about December 10, 2014, and for the assignment of counsel, a free copy of the transcript(s), 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, Andrew Baer, Esq., 299 Broadway, Suite #1415, New York, NY 10007, Telephone No. (212) 233-0318, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and 8 copies thereof are filed with this Court.

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones", written in a cursive style.

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 28, 2015.

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

-----X

In the Matter of a Family Offense Proceeding Under Article 8 of the Family Court Act.

- - - - -

Nakia C.,
Petitioner-Respondent,

M-700
Docket No. O-30920/11

-against-

Johnny F. R.,
Respondent-Appellant.

-----X

Petitioner-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, Bronx County, entered on or about June 18, 2014, 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, George E. Reed, Jr., 222 Mamaroneck Ave., White Plains, NY 10605, Telephone No. (914) 946-5000, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for appellant and 8 copies thereof are filed with this Court.

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 28, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
Judith J. Gische, Justices.

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

-against-

M-1213
Ind. No. 3646/09
Case No. 58754C/09

Shalik Watson, also known as
Malik Watson,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about December 1, 2014, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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

It is ordered that the motion is granted to the extent of deeming the notice of appeal 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) 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, NY 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 28, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzarelli
Dianne T. Renwick
Judith J. Gische, Justices.

-----X

24 Fifth Owners, Inc.,
Plaintiff-Respondent,

-against-

M-1060
Index No. 650686/13

Peter Glazier,
Defendant-Appellant.

-----X

Defendant-appellant having moved for a stay of a certain referee's hearing pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about January 22, 2015 (mot. seq. no. 002),

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 and the interim relief granted by an order of a Justice of this Court, dated March 12, 2015, is hereby 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 April 28, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzairelli
Dianne T. Renwick
Judith J. Gische, Justices.

-----X
In the Matter of

Barbara Morris,
Petitioner-Respondent,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-1248
Index No. 100845/13

New York City Department of Health and
Mental Hygiene,
Respondent-Appellant.

-----X

Respondent-appellant having moved for an enlargement of time in which to perfect the appeal from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about October 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 2015 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 28, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Rolando T. Acosta
David B. Saxe
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-6337

Ind. No. 5856/13

Alfredo Gonzalez,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about November 6, 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 petitioner-appellant's submission of a detailed notarized affidavit setting forth his indigency in compliance with CPLR 1101(a), including a statement detailing the amount and sources of his income and listing his property with its value.

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 28, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

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

-against-

M-1163
Ind. No. 4084/08

Jose Reyes,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeals from the judgments of the Supreme Court, New York County, rendered on or about March 25, 2010 and November 3, 2010, respectively, for leave to have the appeals 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 granted to the extent of permitting the appeals 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 ten reproduced copies of such brief, together with the original record, with 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 appeals. The time within which appellant shall perfect the appeals 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 28, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
Ronnie Sidbury,
Plaintiff-Respondent,

-against-

M-856
Index No. 23104/05

Consolidated Edison Company of NY,
Inc., et al.,
Defendants,

Danella Construction of NY, Inc.,
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about May 5, 2014,

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 2015 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 28, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
Robert Obey,
Plaintiff-Appellant,

-against-

M-1000
Index No. 106088/07

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

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about May 22, 2014 (mot. seq. no. 005),

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 2015 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 28, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
In the Matter of

Naethael Makai A.,

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

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

Adwoa M.,
Respondent-Appellant.

M-1120
Docket No. B-20603-09/11

- - - - -
Melinda Oliver, Esq.,
Law Guardian for the Child.

-----X

Respondent-appellant having moved for an enlargement of time to perfect the appeal from the order of the Family Court, Bronx County, entered on or about April 28, 2014,

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 2015 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 28, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X

Sandra Hazel,
Plaintiff-Respondent,

-against-

M-1133

M-1326

Tomas J. Colon, Jr., and Certified
Alarm Tech Systems, Inc.,
Defendants-Appellants.

Index No. 110829/07

-----X

Defendants-appellants having moved for an enlargement of time in which to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about May 1, 2014 (mot. seq. no. 003),

And plaintiff-respondent having cross-moved to dismiss the appeal,

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 in which to perfect the appeal to the September 2015 Term (M-1133). The cross motion to dismiss the appeal is granted unless appellant perfects the appeal for said Term. Upon failure to so perfect, an order dismissing the appeal may be entered ex parte, provided that respondent serves a copy of this order upon appellant within 10 days from the date of entry hereof (M-1326).

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 28, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
In the Matter of the Application of
Loro Piana S.P.A.,
Petitioner-Appellant-Respondent,

For a Judgment Pursuant to Article 75
of the CPLR, etc.,

Sovereign Yarn Company, LLC,
Respondent-Respondent-Appellant.
-----X

M-1160
M-1173
Index No. 652446/13

An appeal and cross appeal having been taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about September 19, 2013,

And petitioner Loro Piana S.P.A. having moved for an enlargement of time to perfect their direct appeal (M-1160),

And respondent Sovereign Yarn Company, LLC having cross-moved for an enlargement of time to perfect the cross appeal (M-1173),

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

It is ordered that the motion and cross motion are granted to the extent of enlarging the time to perfect the appeal and cross appeal to the October 2015 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 28, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
Leean Hanley, etc., et al.,
Plaintiffs-Respondents,

-against-

M-1171
Index No. 107149/07

Hospital for Special Surgery, et al.,
Defendants-Appellants,

-and-

Michael LaQuaglia, M.D.,
Defendants.

-----X

An order of this Court entered February 10, 2015 (M-122), sua sponte, consolidating the appeals from the orders of the Supreme Court, New York County, entered on or about March 7, 2014 and July 8, 2014, respectively, and enlarging the time to perfect said appeals to the June 2015 Term,

And defendants-appellants having moved for an enlargement of time to perfect the consolidated 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 consolidated appeals to the October 2015 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 28, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
David B. Saxe
Leland G. DeGrasse
Barbara R. Kapnick, Justices.

-----x
William Coffey,
Plaintiff-Respondent,

-against-

Gloryvette L. Esparra,
Defendant-Appellant,

M-1207
Index No. 116455/06

-and-

2427 Restaurant Corp., etc.,
Defendant.

-----x
Defendant-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about March 10, 2014,

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 2015 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 28, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Sallie Manzanet-Daniels
Darcel D. Clark
Barbara R. Kapnick, Justices.

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

-against-

M-1079
Ind. No. 5540/13

Daniel Cedeno,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about December 9, 2014, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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

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

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

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Tel. No. (212) 577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

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 28, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Paul G. Feinman
Judith J. Gische, Justices.

-----X

June Wu,
Plaintiff-Respondent,

-against-

M-738

M-810

Sabrina Balsky Interior Designs
and Sabrina Balsky, etc.,
Defendants-Appellants.

Index No. 113728/08

-----X

Sabrina Balsky Interior Designs and
Sabrina Balsky,
Third-Party Plaintiffs-Appellants,

-against-

Third-Party

Index No. 590498/09

Stuart A. Ditsky, C.P.A., P.C.,
et al.,
Third-Party Defendants-Respondents.

-----X

Third-party defendants-respondents having moved to dismiss the appeal from the order of the Supreme Court, New York County, entered on or about November 28, 2014 (mot. seq. no. 003),

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

It is ordered that the motions are granted and the 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 28, 2015.

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

-----X

CRP/Extell Parcel I, L.P.,
Petitioner-Appellant,

-against-

M-811

Index No. 113914/10

Andrew M. Cuomo, etc., et al.,
Respondents,

3to4 LLC, et al.,
Respondents-Respondents.

-----X

A decision and order of this Court having been entered on January 29, 2015 (Appeal No. 13515), inter alia, unanimously reversing the judgment of the Supreme Court, New York County, entered on or about August 12, 2013,

And petitioner-appellant having moved for an order granting relief in the nature of injunctive relief maintaining a certain so called "supercedeas bond" in place; staying release of certain funds, paid in to Court to secure possible interest; and for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the aforesaid decision and order of this Court entered on January 29, 2015 (Appeal No. 13515),

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 the aforesaid injunctive relief of maintenance of the aforesaid "supercedeas bond" and staying release of certain other funds paid into Court is denied; reargument of the aforesaid decision and order of this Court entered on or about August 12, 2013, is denied, and

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 reversed and vacated 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. Appeals, please retain the briefs and records in your chambers for use in the event of a remittitur.

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. [unclear]", written over a horizontal line.

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 28, 2015.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

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

-against-

M-901
Ind. No. 3561/13

Terrell Kitt,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about September 16, 2014, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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

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

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

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 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 28, 2015.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Salim M. Abdushshahid,
Plaintiff-Appellant,

-against-

M-1078
Index No. 105695/95

N.Y.C. Department of Corrections,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about June 18, 2014, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, for an enlargement of time to perfect the appeal, 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 for leave to prosecute the appeal as a poor person is denied. That part of the motion seeking an enlargement of time to perfect the appeal is granted to the extent of enlarging the time to perfect the appeal to the October 2015 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 28, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Matthew Parrish, an Infant by his
parent and natural guardian
Gail P. Parrish, individually,
Plaintiffs-Respondents,

-against-

M-1210
Index No. 116618/08

Consolidated Edison Of New York, Inc.,
Manetta Industries, Inc.,
Defendants-Appellants,

City of New York, et al.,
Defendants.

-----X

Defendant-appellant Manetta Industries, Inc. having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about October 25, 2013 (mot. seq. no. 003),

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 2015 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 28, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

Yoseph Yahudaii,
Plaintiff-Appellant-Respondent,

-against-

M-1102
Index No. 103449/08

Nourallah Baroukhian, etc., et al.,
Defendants-Respondents-Appellants.

-----X

An appeal and a cross appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 5, 2012, and the direct appeal having been perfected,

And an order of this Court entered on January 15, 2015 (M-6078) denying defendant-respondent's motion for an enlargement of time to perfect the aforesaid cross appeal to the September 2015 Term or later, pending completion of a certain reconstruction hearing,

And defendant-respondent, pro se, having moved to vacate plaintiff's adjournment of the direct appeal to the May 2015 Term and have the Court place it on the April 2015 Term calendar,

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, and the appeal and cross-appeal will be maintained on this Court September 2015 Term calendar.

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 28, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
PK Restaurant, LLC, doing business as
212 Restaurant and Bar,
Plaintiff-Appellant-Respondent,

-against-

Ira Lifshutz and 115 East 37 Realty LLC,
Defendants-Respondents-Appellants,

133 East 65th Street Associates, LLC,
et al.,
Defendants.

M-1216

M-1391

Index No. 654177/13

-----X
(And Another Action)

-----X
An appeal and cross appeal having been taken from the order of the Supreme Court, New York County, entered on or about June 20, 2014,

And plaintiff-appellant-respondent having moved for an enlargement of time to perfect it's appeal (M-1216),

And defendants-respondents-appellants having moved for dismissal of plaintiff-appellant-respondent's appeal (M-1391),

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

Order that the motion is granted to the extent of enlarging the time to perfect the appeal and cross appeal to the September 2015 Term (M-1216). The cross motion is granted to the extent of dismissing plaintiff-appellant-respondent's appeal unless perfected for said September 2015 Term (M-1391).

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 28, 2015.

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

-----X
Luis Eduardo Lopez,
Plaintiff,

-against-

M-1199
Index No. 305635/10

550 Adler Realty RL, LLC, et al.,
Defendants.

-----X
Five Star Carting LLC,
Third-Party Plaintiff,

-against-

Third Party
Index No. 83953/11

Tah Cleaning Service Corporation,
Third-Party Defendant.

-----X
550 Adler Realty RL, LLC, et al.,
Second-Third-Party Plaintiff,

-against

Second Third Party
Index No. 83853/12

Tah Cleaning Service Corporation,
Second-Third-Party Defendant.

-----X

Appeals having been taken from an order of the Supreme Court, Bronx County, entered on or about June 3, 2014, and the appeal taken by Luis Eduardo Lopez having been perfected,

And defendant-appellant Five Star Carting LLC, having moved for an enlargement of time to perfect their respective 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 appeal taken by Five Star Carting LLC, to the September 2015 Term. Sua sponte the perfected appeal is adjourned to said Term accordingly.

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 28, 2015.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rosalyn H. Richter
Paul G. Feinman, Justices.

-----X
Eric Jones,
Plaintiff-Appellant,

-against-

Hiro Cocktail Lounge, et al.,
Defendants-Respondents.

M-840
Index Nos. 23252/06
85917/07

(And a third-party action)
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, Bronx County, entered on or about April 1, 2014,

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 2015 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 28, 2015.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rosalyn H. Richter
Paul G. Feinman, Justices.

-----X
Bryan Pope, Jr., an infant by his
parent and natural guardian, Bryan Pope,
and Bryan Pope, individually,
Plaintiffs-Appellants,

-against-

M-1041
Index No. 310509/10

American United Transportation II
Inc., et al.,
Defendants-Respondents.
-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about June 4, 2014,

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 2015 Term.

ENTER:


CLERK

(Corrected Order entered April 29, 2015)

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 28, 2015.

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

-----X
In Re: New York City Asbestos Litigation

This Document Relates to:

M-1402
Index No. 40000/88

All Weitz & Luxenberg Cases in Which
Cleaver-Brooks, Inc., is a Defendant.

-----X
This Document Relates to:

Mary Anne McCloskey as Administratrix of
the Estate of Patrick McCloskey,
Plaintiffs-Respondents,

Index No. 190441/12

-against-

A.O. Smith Water Products, et al.,
Defendants,

Cleaver-Brooks, Inc.,
Defendant-Appellant.
-----X

Consolidated appeals having been taken from the orders of the Supreme Court, New York County, entered on or about June 13, 2014, and on or about December 19, 2014, and said consolidated appeals having been perfected,

And defendant-appellant having moved for a stay of discovery pending hearing and determination of the aforesaid consolidated appeals, and for other relief,

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

(Corrected Order entered April 29, 2015)

(M-1402)

-2-

April 28, 2015

It is ordered that the motion for a stay of discovery is granted on condition that **defendant-appellants do not seek to adjourn the appeals from the September 2015 Term**, and the motion is otherwise denied.

ENTER:


CLERK

P.M ORDERS
FOR APRIL
28, 2015

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 28, 2015.

Present = Hon. David Friedman, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

-----X
David Friedman, as Agent for Helaine
Friedman,

Plaintiff-Respondent,

-against-

M-1698
Index No. 24793/13E

Hebrew Home for the Aged at
Riverdale,

Defendant-Appellant.

AARP Foundation Litigation,
Amicus Curiae.

-----X
An appeal having been taken to this Court by the above-named defendant from the order of the Supreme Court, Bronx County, entered on or about August 6, 2014, and said appeal having been perfected,

And AARP Foundation Litigation having moved for leave to file a brief amicus curiae 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 to the extent of granting AARP Foundation Litigation leave to forthwith file 9 copies of its brief amicus curiae in the form attached to its moving papers.

ENTER:


CLERK