

MOTION NO. (793/25) CA 24-01796. -- HOI TRINH, PLAINTIFF-APPELLANT, V FATHER JOSEPH THIEN NGUYEN, DEFENDANT-RESPONDENT. -- Motion for reargument or leave to appeal to the Court of Appeals denied. PRESENT: CURRAN, J.P., BANNISTER, OGDEN, DELCONTE, AND HANNAH, JJ. (Filed Apr. 24, 2026.)

MOTION NO. (12/26) CA 23-01604. -- JOSEPH D. BURGDORF, PLAINTIFF-APPELLANT, V BETSY ROSS NURSING AND REHABILITATION CENTER, INC., DOING BUSINESS AS BETSY ROSS NURSING AND REHABILITATION CENTER, YVETTE HULETT, JOEL P. AMIDON, M.D., HELEN NORINE, STEPHANIE HOWLAND, MICHELLE STEPHENS, SECURITY GUARD JANE ROE, MAINTENANCE RICHARD ROE, MAINTENANCE DEBBIE DOE, DEFENDANTS-RESPONDENTS, ET AL., DEFENDANTS. -- Motion for reargument or leave to appeal to the Court of Appeals denied. PRESENT: WHALEN, P.J., CURRAN, MONTOUR, AND GREENWOOD, JJ. (Filed Apr. 24, 2026.)

MOTION NO. (76/26) CA 24-01298. -- JAMES R. CAPUTO, PLAINTIFF-APPELLANT, V NATHAN HOLT, OWEN BILLET, PREMIUM MORTGAGE CORPORATION, DONALD CHENEY, ESQ., CHENEY LAW FIRM, PLLC, ABAR ABSTRACT CORPORATION, MONROE COUNTY CLERK'S OFFICE, DEFENDANTS-RESPONDENTS, ET AL., DEFENDANTS. -- Motion for reargument or leave to appeal to the Court of Appeals denied. PRESENT: CURRAN, J.P., BANNISTER, OGDEN, AND DELCONTE, JJ. (Filed Apr. 24, 2026.)

KA 24-01571. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V MARQUES GARRETT, DEFENDANT-APPELLANT. -- Motion to dismiss appeal granted. Matter

remitted to Supreme Court, Erie County, to vacate judgment of conviction and dismiss indictment (see *People v Matteson*, 75 NY2d 745, 747 [1989]).

PRESENT: WHALEN, P.J., LINDLEY, CURRAN, BANNISTER, AND MONTOUR, JJ.

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