

September 20, 2016

**CASES**

No. 216  
Trathony Griffin and Michael Godwin,  
Appellants,  
v.  
Sirva, Inc. and Allied Van Lines, Inc.  
Respondents.

Certification of questions by the United States Court of Appeals for the Second Circuit, pursuant to section 500.27 of this Court's Rules of Practice, accepted and the issues presented are to be considered after briefing and argument.  
Chief Judge DiFiore and Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia concur.

1                    No. 212 SSM 18  
The People &c.,  
Appellant,  
v.  
William Sosa,  
Respondent.

On review of submissions pursuant to section 500.11 of the Rules (22 NYCRR 500.11), order reversed and judgment of Supreme Court, Bronx County, reinstated, in a memorandum.  
Chief Judge DiFiore and Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia concur.

**MOTIONS**

3 Mo. No. 2016-663  
In the Matter of Michael Allen,  
Appellant,  
v.  
Donald Venetozzi, &c.,  
Respondent.

Motion for leave to appeal denied.

1 Mo. No. 2016-766  
Jeremy Bates,  
Appellant,  
v.  
The Rector, et al.,  
Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

1 Mo. No. 2016-733  
The People &c.,  
Respondent,  
v.  
Nasean Bonie,  
Defendant.

On the Court's own motion, appeal dismissed, without costs, upon the ground that the issues presented have become moot.  
Motion for leave to appeal dismissed upon the ground that the issues presented have become moot.  
Motion to vacate stay denied.

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Dina Sforza, &c.,  
Nonparty Appellant.

1 Mo. No. 2016-791  
The People &c.,  
Respondent,  
v.  
Nasean Bonie,  
Defendant.

Motion by The New York Times Company, et al. for leave to appear amici curiae on the motion for leave to appeal herein granted and the brief is accepted as filed.

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Dina Sforza, &c.,  
Nonparty Appellant.

1 Mo. No. 2016-759  
Jennifer Cangro,  
Appellant,  
v.  
Gina Marie Reitano,  
Respondent.

Motion for reconsideration of this Court's November 18, 2015 dismissal order denied.

1 Mo. No. 2016-792  
Castlestone Management LLC,  
Appellant,  
v.  
Leon Diamond,  
Respondent.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

1 Mo. No. 2016-674  
In the Matter of Edwin L. Christian, &c.,  
Appellant,  
v.  
City of New York, et al.,  
Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

1 Mo. No. 2016-774  
The City of New York,  
Respondent,  
v.  
Granite State Insurance Company,  
Appellant.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.

2 Mo. No. 2016-641  
Anthony Colantonio,  
Appellant,  
v.  
Mercy Medical Center, et al.,  
Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

4                   SSD 49  
The People &c.,  
    Appellant,  
    v.  
Roger Cooney,  
    Respondent.

Appeal dismissed, by the Court sua sponte, upon the ground that no appeal lies to the Court of Appeals from the Appellate Division order of reversal (see CPL 450.90 [2]).  
Judge Fahey took no part.

1                   Mo. No. 2016-698  
The People &c.,  
    Respondent,  
    v.  
Jaime Cortes,  
    Appellant.

Motion for leave to appeal denied.  
Motion for poor person relief dismissed as academic.

3                   Mo. No. 2016-723  
In the Matter of Dawn DD.,  
    Respondent,  
    v.  
James EE.,  
    Appellant.

Motion for leave to appeal denied.

2                   Mo. No. 2016-692  
The People &c.,  
    Respondent,  
    v.  
Laura L. Findley,  
    Appellant.

Motion for leave to appeal denied.  
Motion for poor person relief dismissed as academic.

1                   Mo. No. 2016-910  
Garthon Business Inc. et al.,  
    Respondents,  
    v.  
Kirill Ace Stein et al.,  
    Appellants.

Motion to vacate stay denied.

2                    Mo. No. 2016-684  
In the Matter of Jessica C. Graham,  
                          Appellant,  
                          v.  
Charles T. Rawley,  
                          Respondent.  
(And Three Other Proceedings.)

Motion, insofar as it seeks leave to appeal from those portions of the Appellate Division order as affirmed so much of Family Court's orders as denied appellant Jessica C. Graham's violation application and as denied her motion to vacate a prior Family Court order, dismissed upon the ground that such portions of the Appellate Division order do not finally determine a proceeding within the meaning of the Constitution; motion, insofar as it seeks leave to appeal from remaining portions of the Appellate Division order, denied.

3                    Mo. No. 2016-562  
In the Matter of Linda M. Greene,  
                          Appellant.  
Syracuse Society for New Music, Inc.,  
                          Respondent;  
Commissioner of Labor,  
                          Respondent.

Motion for leave to appeal denied.

4                    Mo. No. 2016-762  
The People &c.,  
                          Respondent,  
                          v.  
Perry C. Griggs,  
                          Appellant.

Motion for reargument denied.  
Judge Fahey took no part.

2                    Mo. No. 2016-731  
In the Matter of Selena L. (Anonymous).

Motion for leave to appeal denied.

Jewish Child Care Association of New York,  
                          Respondent;  
Susan B. L. (Anonymous),  
                          Appellant.

2 Mo. No. 2016-750  
The People &c.,  
Respondent,  
v.  
Richard Lowery,  
Appellant.

Motion for leave to appeal denied.  
Motion for poor person relief dismissed as academic.

2 Mo. No. 2016-741  
The People &c.,  
Respondent,  
v.  
Clifford Mack,  
Appellant.

Motion for leave to appeal denied.  
Motion for poor person relief dismissed as academic.

2 Mo. No. 2016-740  
The People &c.,  
Respondent,  
v.  
Kevin Morris,  
Appellant.

Motion for leave to appeal denied.

3 Mo. No. 2016-817  
Niagara Mohawk Power Corporation, Doing  
Business as National Grid,  
Respondent,  
v.  
Allied Healthcare Products, Inc.,  
Appellant,  
Albany Engineering Corporation,  
Respondent.

Motion for leave to appeal dismissed upon the  
ground that the order sought to be appealed from  
does not finally determine the action within the  
meaning of the Constitution.

4 Mo. No. 2016-715  
In the Matter of Christopher Nicholson,  
Appellant,  
v.  
Donna M. Nicholson,  
Respondent.

Motion for leave to appeal denied.  
Motion for poor person relief dismissed as academic.

Mo. No. 2016-834  
Doctor Fred L. Pasternack,  
Appellant,  
v.  
Laboratory Corporation of America Holdings,  
&c., et al.,  
Respondents.

Motion for reargument denied.

1 Mo. No. 2016-732  
Timothy Robinson et al.,  
Appellants,  
v.  
Oz Master Fund, Ltd., et al.,  
Respondents.

Motion for leave to appeal denied.

1 Mo. No. 2016-728  
The People &c.,  
Respondent,  
v.  
Luis Roldan,  
Appellant.

Motion for leave to appeal denied.  
Motion for poor person relief dismissed as academic.

1 Mo. No. 2016-591  
Andrea Sheryll et al.,  
Appellants,  
et al.,  
Plaintiffs,  
v.  
United General Construction, et al.,  
Respondents,  
The City of New York, et al.,  
Respondents.

Motion for leave to appeal denied with one hundred  
dollars costs and necessary reproduction  
disbursements.

2                    Mo. No. 2016-773  
In the Matter of Matthew R. Smith,  
                          Appellant,  
                          v.  
William J. Condon, &c., et al.,  
                          Respondents.

On the Court's own motion, appeal, insofar as taken from the May 27, 2016 Appellate Division order, dismissed, without costs, upon the ground that such order does not finally determine the proceeding within the meaning of the Constitution; appeal, insofar as taken from the October 28, 2015 Appellate Division order, dismissed, without costs, upon the ground that no substantial constitutional question is directly involved.  
Motion for poor person relief dismissed as academic.

4                    Mo. No. 2016-708  
The People &c.,  
                          Respondent,  
                          v.  
Willie L. Smith,  
                          Appellant.

Motion for leave to appeal denied.

4                    Mo. No. 2016-704  
In the Matter of Cindy L. Tucker,  
                          Respondent,  
                          v.  
Daniel L. Miller,  
                          Appellant.

Motion for leave to appeal denied.

4                    Mo. No. 2016-513  
Shikema Williams, &c., et al.,  
                          Appellants,  
                          v.  
State of New York,  
                          Respondent.

On the Court's own motion, appeal dismissed, without costs, upon the ground that no substantial constitutional question is directly involved.  
Motion for leave to appeal denied.

4                    Mo. No. 2016-669  
In the Matter of Corinne Zajac,  
                  Appellant,  
                  v.  
New York State Division of Human Rights et  
al.,  
                  Respondents.

Motion, insofar as it seeks leave to appeal as against respondent Service Employees International Union, Local 200 United, dismissed as untimely (see CPLR 5513[b]); motion, insofar as it seeks leave to appeal as against respondent New York State Division of Human Rights, denied.