



State of New York
Court of Appeals

Heather Davis, Esq.
Chief Clerk and
Legal Counsel to the Court

Clerk's Office
20 Eagle Street
Albany, New York 12207-1095
518-455-7700

Notice to the Bar – May 2026 Appeals
June 8, 2026

The Clerk's Office announces that briefing schedules have been issued for the following appeals during May 2026.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2026-00046	<i>Matter of Katonah-Lewisboro UFSD v NYSED</i>	243 AD3d 66	Schools—Education of Children with Disabilities—Eligibility for Education Services Based on Age
APL-2026-00047	<i>Matter of Mahopac CSD v NYSED</i>	243 AD3d 87	

APL-2026-00071	<i>Matter of People of the State of New York v Sirius XM Radio</i>	243 AD3d 424	Consumer Protection—Deceptive Acts and Practices—Restore Online Shoppers’ Confidence Act—Simple Cancellation
APL-2026-00059	<i>Matter of UCS v PERB</i>	246 AD3d 471	Civil Service—Collective Bargaining—Taylor Law—COVID-19 Testing and Vaccine Policies

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2026-00050	<i>People v Andino (Reynaldo)</i>	242 AD3d 470	Crimes—Search Warrant—No-Knock Warrant Provision
APL-2026-00056	<i>People v Devon Y.</i>	247 AD3d 1367	Crimes—Sentence—Domestic Violence Survivors Justice Act Eligibility—Abuse Inflicted “At the Time of the Instant Offense” Requirement
APL-2026-00067	<i>People v Williams (Shala)</i>	247 AD3d 1597	Crimes—Evidence—Declaration Against Interest—Witness’s CPL Article 440 Testimony
APL-2026-00057	<i>People v Tenace (David)</i>	242 AD3d 1272	Crimes—Sentence—Domestic Violence Survivors Justice Act Eligibility—Court’s Duty to Conduct a Hearing

Civil Appeals taken as of right:

APL-2026-00058	<i>Matter of Munson v NYSDCJS</i>	248 AD3d 1379	Records—Freedom of Information Law—Central Registry of Police Officers and Peace Officers—Scope of Exemptions
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Certified questions accepted for review:

CTQ-2026-00001	<i>Parker v Alexander</i>	171 F4th 146	Local Laws—Preemption by State—Whether Revival Window of New York City’s Victims of Gender-Motivated Violence Protection Law is Preempted by New York State’s Child Victims Act and Adult Survivors Act
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Notice to the Bar – April 2026 Appeals
May 6, 2026

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Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2026-00031 *People v Ortiz (Robert)* 233 AD3d 628

Crimes—Jurisdiction—
CPL 470.15(1)—*People*
v LaFontaine (92 NY2d
470)—Unlawful Search
and Seizure—Strip
Search

APL-2026-00036	<i>People v Brown-Shook (Salina)</i>	245 AD3d 1028	Crimes—Plea of Guilty—Withdrawal of Plea—Exception to the Preservation Requirement—Statements at postplea hearing on application under DVSJA
APL-2026-00038	<i>People v Erber (Michael)</i>	243 AD3d 804	Crimes—Appeal—Preservation of Issue for Review—Attorney General’s Prosecutorial Authority—Executive Law §63(3)

Civil Appeals taken as of right:

APL-2026-00033 *Calendared May 20, 2026	<i>Matter of Miller v State of New York</i>	2026 NY Slip Op 01409	Constitutional Law—State Constitutional Law—Equal Rights Amendment—Applicability to Judiciary Law §§ 23 and 115
APL-2026-00035	<i>Matter of the People by James v Common West</i>	2026 NY Slip Op 01253	Civil Rights—Discrimination in Housing—Source of Income—Executive Law § 296(5)(a)(1)

Request for Review of Determination of State Commission on Judicial Conduct (Court of Appeals Rules for Review Part 530):

JCR-2026-00005	<i>Matter of Jones</i>		Review of Removal from Office of Justice, Canandaigua Town Court
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Notice to the Bar – March 2026 Appeals
April 2, 2026

The Clerk's Office announces that briefing schedules have been issued for the following appeals during March 2026.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2026-00027 *Matter of Jaquez v Tietz* 237 AD3d 433

State—Equal Access to
Justice Act—Attorneys'
Fees—Catalyst
Theory—Petitioner
Awarded Attorneys'
Fees as Prevailing Party

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2026-00020	<i>People v Jawad (Mohammed)</i>	84 Misc 3d 31	Crimes—Disclosure— Law Enforcement Witnesses— Disciplinary Files
APL-2026-00022	<i>People v Mayers (Keston)</i>	241 AD3d 1365	Crimes—Vacatur of Judgment of Conviction—Whether Conviction may be Vacated Under CPL 440.46 Without Substitution of a Conviction in the Interest of Justice
APL-2026-00015 <i>Rule 500.11 Review</i>	<i>People v Harris (Lawrence)</i>	2025 NY Slip Op 76043(U)	Appeal—Dismissal
APL-2026-00013 <i>Rule 500.11 Review</i>	<i>People v Matthews (Anthony)</i>	2025 NY Slip Op 76049(U)	Appeal—Dismissal

Civil Appeals taken as of right:

APL-2026-00023	<i>Turner v Voros</i>	2026 NY Slip Op 00703	Dangerous or Defective Condition on Property— Compliance with Regulations or Building Codes
APL-2026-00026 <i>Rule 500.11 Review</i>	<i>Nunez v Global Launch</i>	241 AD3d 1073	Motor Vehicles—Rental Cars—Imputing Driver's Negligence to Owner—Graves Amendment



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Notice to the Bar – February 2026 Appeals
March 10, 2026

The Clerk's Office announces that briefing schedules have been issued for the following appeals during February 2026.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2026-00019	<i>Plumbers Local v NYC Department of Buildings</i>	243 AD3d 456	Mandamus—Gas, Plumbing and Welder Working Qualifications— Standing—Union— Special Damages— Public Interest Exception
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Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2026-00006	<i>People v Gaines (Glaston)</i>	239 AD3d 1350	Crimes—Plea of Guilty—Preservation— <i>Lopez</i> Exception—Post-Allocution Statements Made at Sentencing Crimes—Appeal—Appeal Waiver—Validity
APL-2026-00011	<i>People v Hooks (Chad)</i>	242 AD3d 463	Crimes—Unlawful Search and Seizure—VTL §402—License Plate Frame Covering Bottom Part of License Plate
APL-2026-00012 <i>Rule 500.11 Review</i>	<i>People v Greene (Dequan)</i>	2025 NYSlipOp 06931	Crimes—Murder—Depraved Indifference Murder—Weight of Evidence Crimes—Sentence—Bias
APL-2026-00016	<i>People v Hoffman (Christopher D.)</i>	2025 NYSlipOp 07247	Crimes—Rape—Fair Trial—Right of Confrontation
APL-2026-00014	<i>People v Anderson, Jr. (Artis)</i>	243 AD3d 1246	Appeal—Waiver of Right to Appeal—Waiver of Appellate Review of Suppression

APL-2026-00017 *People v Ogden (Javyon J.)* 2025 NYSlipOp 07153 Appeal—Waiver of
Right to Appeal—
Waiver of Appellate
Review of CPL 722.23
Motion—Removal to
Family Court



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Notice to the Bar – January 2026 Appeals
February 10, 2026

The Clerk's Office announces that briefing schedules have been issued for the following appeals during January 2026.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2026-00001	<i>Patel v Maybank</i>	2025 NY Slip Op 05194	Employment Relationships—Whether Claim for Unpaid Severance Pay under Labor Law §§ 193 and 198 is barred by Labor Law §198-c because plaintiff is an executive
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APL-2025-00225	<i>Zain v Isaacson</i>	242 AD3d 438	Physicians and Surgeons— Malpractice—Immunity Under the Emergency or Disaster Treatment Protection Act— Coverage for Podiatrists
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Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00206	<i>People v Jefferson (Earl)</i>	229 AD3d 723	Crimes—Vacatur of Judgment of Conviction—Whether Undisclosed Recorded Statement Constituted <i>Brady</i> Material or Newly Discovered Evidence
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APL-2025-00221	<i>People v Vassell Ray</i>	236 AD3d 933	Crimes—Appeal—Effective Assistance of Appellate Counsel—Access to Trial Exhibits
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APL-2025-00207	<i>People v Williams (Jamarly)</i>	241 AD3d 1106	Crimes—Identification of Defendant—Suppression of Eyewitness Identification—Ineffective Assistance of Appellate Counsel
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Civil appeals taken as of right:

APL-2025-00172	<i>Poltorak v Clarke</i>	2025 NY Slip Op 04496	Habeas Corpus—CPLR 7003(c)—Constitutionality of Forfeiture—Judicial Compensation Clause—Separation of Powers
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APL-2025-00171 People by James v Trump

2025 NY Slip Op
04756

Attorney General—
Powers—Executive Law
§ 63(12) —
Constitutionality of
Executive Law § 63(12)



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Notice to the Bar – December 2025 Appeals
January 7, 2026

The Clerk's Office announces that briefing schedules have been issued for the following appeals during December 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00184	<i>Ramires v AGDG Car Wash Corp.</i>	227 AD3d 1014	Compromise and Settlement—Attorneys' Fees—Settlement by Offer of Compromise Without Expressly Reserving Rights to Award of Attorneys' Fees
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Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00202	<i>People v Morris (Tyshawn)</i>	238 AD3d 680	Crimes—Search Warrant—Timeliness of Execution and Scope of Authorization— Execution of Search Warrant for Cell Phone
APL-2025-00210	<i>People v Davis (Antrell)</i>	234 AD3d 1356	Crimes— Constitutionality of Penal Law §265.03 (3) — <i>New York State Rifle & Pistol Assn., Inc. v Bruen</i> (597 US 1 [2022])
APL-2025-00194	<i>People v Smith (Timothy)</i>	240 AD3d 1218	Crimes—Unlawful Search and Seizure— Request to Frisk— Pursuit
APL-2025-00212	<i>People v Cheristin (Joshua)</i>	239 AD3d 670	Crimes—Marihuana Regulation and Taxation Act—Post-enactment Suppression Hearing— Pre-enactment search
APL-2025-00213	<i>People v Howard (Rahmel)</i>	240 AD3d 513	Appeal—Waiver of Right to Appeal — Validity Where Full Appeal Waiver Colloquy Occurs After Factual Allocution
APL-2025-00214	<i>People v Gaddy (Tyrell)</i>	241 AD3d 578	Crimes—Unlawful Search and Seizure— Violation of Open Container Law and Conduct When Interacting with Police

APL-2025-00217	<i>People v S. (Jaleel)</i>	2025 NY Slip Op 04494	Crimes—Sentence— CPL 440.20 Motion to Set Aside Sentence on Ground Sentencing Court Failed to Make a Youthful Offender Adjudication
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Civil appeals taken as of right:

APL-2025-00158	<i>Patterson v Meta Platforms</i>	2025 NY Slip Op 04447	Products Liability— Whether Social Media Platforms are Products Subject to Strict Products Liability
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Whether Claims are
Barred by the
Communications
Decency Act and the
First Amendment

APL-2025-00165	<i>Stanfield v Alphabet Inc.</i>	240 AD3d 1387	Products Liability— Whether Social Media Platforms are Products Subject to Strict Products Liability
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Whether Claims are
Barred by the
Communications
Decency Act and the
First Amendment

APL-2025-00169	<i>Jones v Alphabet Inc.</i>	240 AD3d 1395	Products Liability— Whether Social Media Platforms are Products Subject to Strict Products Liability
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Whether Claims are
Barred by the
Communications
Decency Act and the
First Amendment

APL-2025-00170 *Salter v Meta*

240 AD3d 1395

Products Liability—
Whether Social Media
Platforms are Products
Subject to Strict
Products Liability

Whether Claims are
Barred by the
Communications
Decency Act and the
First Amendment



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Notice to the Bar – October 2025 Appeals
November 6, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during October 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00188	<i>Matter of Vincent v Adams</i>	2025 NY Slip Op 04146	Local Laws— Preemption by State— New York City Fighting Homelessness and Eviction Prevention Supplement
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Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00168	<i>People v Everson (Terry)</i>	240 AD3d 1343 240 AD3d 1347	Crimes—Disclosure— CPL 245.80(1) —Denial Adjournment Request
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APL-2025-00179	<i>People v Kelly (Anton)</i>	239 AD3d 1269	Crimes—Plea of Guilty—Failure to Assign New Counsel Prior to Plea
APL-2025-00185	<i>People v T. (Hannah)</i>	240 AD3d 1260	Crimes—Sentence—Interest of Justice Review Despite Appeal Waiver

Civil appeals taken as of right:

APL-2025-00173 (Rule 500.11 review)	<i>Williams v Lake Luzerne ZBA</i>	240 AD3d 1134	Municipal Corporations—Zoning Variance—Judicial Review
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The Clerk’s office also announces that briefing schedules have been issued for the Court’s consideration of certified questions from the United States Court of Appeals for the Ninth and Second Circuits.

Certified questions accepted for review:

CTQ-2025-00007	<i>Walton v Comfort Systems USA</i>	2025 WL 2598785	Contracts—Agreement for Benefit of Third Persons—Prevailing Wages—Labor Law—Public Contracts
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Notice to the Bar – September 2025 Appeals
October 8, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during September 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00085	<i>Kolli v Kaleida Health</i> (appeal by leave grant of the Appellate Division; cross-appeal by leave grant of the Court of Appeals)	229 AD3d 1303	Insurance—Self-Insurance Contract—Excess Coverage
APL-2025-00175	<i>Village of Freeport v Freeport Plaza West</i>	206 AD3d 703	Municipal Corporations—Notice of Claim—CPLR 9802—Equitable Estoppel
APL-2025-00176	<i>State of NY ex rel. Louis M. v Popiel</i>	234 AD3d 462	Habeas Corpus—Leg and Wrist Restraints—Psychiatric Hospitalization—Involuntary Confinement—Arrestee

APL-2025-00174 *Matter of Abdoch v Abdoch* 235 AD3d 1251 Parent and Child—
Authority of Attorney
for Child—Appeal

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00161 *People v Martin (Darnell M.)* 2025 NY Slip Op 03842 Crimes—Marihuana Regulation and Taxation Act—Post-enactment Suppression Hearing—Pre-enactment Search

APL-2025-00162 *People v Casiano (Ricardo)* 240 AD3d 1212 Crimes—Custodial Interrogation—Miranda Warning

APL-2025-00167 *People v Ekukpe (David)* 236 AD3d 528 Crimes—Appeal—Review of Statutory Speedy Trial Claim—Waiver

Civil appeals taken as of right:

APL-2025-00116 *Matter of Seneca Meadows v Town of Seneca Falls* 233 AD3d 1430 Parties—Standing—State Environmental Quality Review Act

The Clerk’s office also announces that briefing schedules have been issued for the Court’s consideration of certified questions from the United States Court of Appeals for the Ninth and Second Circuits.

Certified questions accepted for review:

CTQ-2025-00004	<i>Reyes v City of New York</i>	141 F4th 55	Civil Rights Law— Administrative Code— Right to Record Law Enforcement Activities Inside Public Facilities
CTQ-2025-00005	<i>City of Buffalo v Hyundai Motor Am. Inc.</i>	2023 WL 8126870	Torts—Manufacturers Duty to Exercise Reasonable Care in the Design, Manufacture, and Distribution of Vehicles
CTQ-2025-00006	<i>Volokh v James</i>	148 F4th 71	Hateful Conduct Law— Social Media Networks— Constitutionality



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Notice to the Bar – August 2025 Appeals
September 8, 2025

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Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00144	<i>People v Harris (Jamien)</i>	239 AD3d 1279	Crimes—Double Jeopardy—CPL 40.40—Conduct Underlying Murder Charge Part of Same Criminal Transaction as Conduct Underlying Previous Charges for Firearm Possession
APL-2025-00145	<i>People v Lora (Miguelina)</i>	236 AD3d 820	Crimes—Sentence—Probation—Consent to Searches—Penal Law 65.10—For Conviction of Aggravated DWI Probation Condition to Consent to Search of Person, Vehicle and Abode

APL-2025-00147	<i>People v Mears (Stephen)</i>	235 AD3d 779	Crimes—Endangering the Welfare of Child—Does Defense of Justification Apply—Any View of Evidence that Conduct Was Justified
APL-2025-00159	<i>People v Coggins (Tonie)</i>	236 AD3d 608	Crimes—Evidence—Best Evidence Rule—Admission of Testimony as to Contents of Surveillance Video Footage

Civil appeals taken as of right:

APL-2025-00140	<i>Matter of B.F.</i>	239 AD3d 451	Parent and Child—Abused or Neglected Child—Person Legally Responsible—Functional Equivalent of Parent
APL-2025-00138	<i>Brown v Z-Live Inc.</i>	238 AD3d 658	Intoxicating Liquors—Dram Shop Act
APL-2025-00131 (Rule 500.11 Procedure)	<i>Mega Beverage v Mount Vernon</i>	239 AD3d 631	Pleading—Amendment—Substitution of Cause of Action

Civil appeal on remand from Supreme Court of the United States:

APL-2025-00157	<i>Roman Catholic Diocese v Harris</i>	___S.Ct.__(2025) 42 NY3d 213	Constitutional Law—Insurance—Abortion—Religious Employer—Consideration of <i>Catholic Charities Bureau, Inc. v Wisconsin Labor & Industry Review Commn.</i> 605 US___(2025)
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Notice to the Bar – July 2025 Appeals

August 6, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during July 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00129	<i>U.S. Bank v MAve Hotel Investors</i>	237 AD3d 512	Action Breach Loan Agreements—RPAPL§ 1301(3)—Prior Foreclosure Action to Collect Debt
APL-2025-00136	<i>Matter of Bi-Coastal Properties v Soliman</i>	234 AD3d 540	CPLR article 78—Taxation—Assessment—Reviewability—RPTL article 7—Exclusive Review
APL-2025-00121 (Rule 500.11 Procedure)	<i>People v Pamperien (Gary)</i>	231 AD3d 976	Crimes—Sex Offenders—Sex Offender Registration Act—Correction Law § 168-a(3)

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00114	<i>People v Khamdavanh (Kham)</i>	234 AD3d 1353	Crimes—Justification— Jury Instructions— Missing Witness Charge
APL-2025-00133	<i>People v Fernandez (Andre)</i>	236 AD3d 527	Crimes—Right to Counsel—Effective Representation— Obligation to Investigate Mental Health and Substance Abuse History
APL-2025-00125	<i>People v Sabb (Jhajuan)</i>	238 AD3d 1212	Crimes—Sentence— Concurrent and Consecutive Terms— Manslaughter and Attempted Assault and Separate and Distinct Acts—Use of Pre- Sentence Report
APL-2025-00134	<i>People v Flesch (Johnathon T.)</i>	236 AD3d 1469	Crimes—Plea Bargaining—Enforcement of Agreement—Corrective Action—Original Promised Sentence Illegal
APL-2025-00135	<i>People v Lacen (Jose)</i>	229 AD3d 435	Crimes—Right of Confrontation— Testimony of DNA Analyst



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Notice to the Bar – June 2025 Appeals

July 8, 2025

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Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00110	<i>Clarke v Town of Newburgh</i>	237 AD3d 14	Constitutionality Statute—John R. Lewis Voting Rights Act of New York
APL-2025-00099	<i>Matter of Andersen v Hein</i>	230 AD3d 880	Social Services—Public Assistance—Credit for minimum wage equivalent of hours worked in work experience program
APL-2025-00101	<i>Matter of Parker J.</i>	232 AD3d 1244	Parent and Child— Termination of Parental Rights—Ineffective Assistance of Counsel

APL-2025-00112	<i>Second Child v Edge Auto, Inc.</i>	236 AD3d 499	Motor Vehicles—Rental Cars—Graves Amendment (49 USC 30106) and Vehicle and Traffic Law §370
APL-2025-00117	<i>People v Dockery (Anthony)</i>	233 AD3d 808	Crimes—Sex Offenders—Sex Offender Registration Act
APL-2025-00118	<i>People v Carnegie (Elijah)</i>	233 AD3d 903	Crimes—Sex Offenders—Sex Offender Registration Act
APL-2025-00119	<i>People v Green (Hikeem)</i>	229 AD3d 814	Crimes—Sex Offenders—Sex Offender Registration Act
APL-2025-00120	<i>People v Townsend (Kenneth)</i>	233 AD3d 548	Crimes—Sex Offenders—Sex Offender Registration Act
APL-2025-00121 (Rule 500.11 Procedure)	<i>People v Pamperien (Gary)</i>	231 AD3d 976	Crimes—Sex Offenders—Sex Offender Registration Act

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00109	<i>People v Meyers (Joseph A.)</i>	236 AD3d 1499	Crimes—Appeal—Reconstruction Hearing
APL-2025-00108	<i>People v Billups (Ricky)</i>	233 AD3d 492	Crimes—Sentence—Concurrent and Consecutive Terms—Penal Law § 70.25(2)

APL-2025-00107	<i>People v Muller (Victoria)</i>	84 Misc 3d 127(A)	Crimes—Obstructing Governmental Administration— Selection of Jury
APL-2025-00111	<i>People v Brazeal (Jarelle)</i>	235 AD3d 890	Crimes—Conditions of Probation—Consent to Searches
APL-2025-00080	<i>People v Guerra (Diego)</i>	231 AD3d 852	Crimes—Right to Counsel—Defense Counsel Stipulation
APL-2025-00079 (Rule 500.11 Procedure)	<i>People v Berry (David A.)</i>	236 AD2d 1405	Crimes—Search Warrant—Probable Cause



State of New York
Court of Appeals

Heather Davis, Esq.
Chief Clerk and
Legal Counsel to the Court

Clerk's Office
20 Eagle Street
Albany, New York 12207-1095
518-455-7700

Notice to the Bar – May 2025 Appeals

June 4, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during May 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00073	<i>Beadell v Eros Management</i>	229 AD3d 43	Negligence—Duty— Hotel Owner and Operator—Guest's Suicide
APL-2025-00100	<i>Van Dyck v U.S. Bank</i>	235 AD3d 517	Mortgages— Foreclosure—Foreclosure Abuse Prevention Act

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00077	<i>People v Gaffney (Luke J.)</i>	232 AD3d 1228	Crimes—Right to Counsel—Ineffective Trial Counsel
APL-2025-00075	<i>People v Tyson (Kenneth)</i>	234 AD3d 1282	Crimes—Right to Speedy Trial—Preindictment Delay
APL-2025-00076	<i>People v Curry (Eugene)</i>	233 AD3d 1487	Crimes—Sentence—Violation Probation—Toll of Probation Period
APL-2025-00087	<i>People v Bender (Donald)</i>	236 AD3d 1184	Crimes—Reckless Endangerment
APL-2025-00086	<i>People v Jones (Joseph C.)</i>	236 AD3d 1410	Crimes—Unlawful Search and Seizure—Parole Officers
APL-2025-00083	<i>People v Burgess (Warren)</i>	82 Misc 3d 128(A)	Crimes—Accusatory Instrument—Dismissal of Indictment
APL-2025-00097	<i>People v Palacios (Miguel Angel)</i>	234 AD3d 716	Crimes—Suppression Hearing—Probable Cause I-Card

Civil appeals taken as of right:

APL-2025-00081	<i>Matter of Lawyers for Children v NYS Office of Children and Family Services</i>	2025 NY Slip Op 02115	Regulations—Host Family Home Program
APL-2025-00088	<i>Onondaga County v SNY</i>	2025 NY Slip Op 02818	Constitutional Validity Statute—Even Year Election Law
APL-2025-00098	<i>Granath v Monroe County</i>	2025 NY Slip Op 02521	Emergency Vehicles—Reckless Disregard

The Clerk’s office also announces that briefing schedules have been issued for the Court’s consideration of certified questions from the United States Court of Appeals for the Second Circuit.

Certified questions accepted for review:

CTQ-2025-00001	<i>Article 13 LLC v Lasalle National Bank</i>	132 F4th 586	Mortgages—Foreclosure—Foreclosure Abuse Prevention Act
CTQ-2025-00003	<i>Beck v Manhattan College</i>	136 F4th 19	Colleges and Universities—Implied Contract
CTQ-2025-00002	<i>Cruz v Banks</i>	134 F4th 687	Individuals with Disabilities Act—Schools—Class Size Regulations



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Heather Davis, Esq.
Chief Clerk and
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Clerk's Office
20 Eagle Street
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518-455-7700

Notice to the Bar – April 2025 Appeals

May 2, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during April 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00056	<i>Matter of the Claim of Gonzalez</i>	232 AD3d 1011	Workers' Compensation— Counsel Fees
APL-2025-00057	<i>Wilmington Trust v Argentic Real Estate</i>	226 AD3d 493	Appeal—Academic and Moot Questions
APL-2025-00054	<i>Matter of Woodley v Poole</i>	226 AD3d 461	Social Services—Register of Child Abuse and Maltreatment

APL-2025-00070	<i>People ex rel. Kon v Maginley-Liddie</i>	234 AD3d 808	Habeas Corpus
APL-2025-00071	<i>Matter of K.Y.Z.</i>	228 AD3d 560	Parent and Child— Termination of Parental Rights
APL-2025-00074	<i>Quinones Garcia v Monadnock Construction</i>	235 AD3d 96	Statutes—Retroactive Application of Statute

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00041 (Rule 500.11 Procedure)	<i>People v Randy Paulino</i>	233 AD3d 6	Crimes—Sentence
APL-2025-00062	<i>People v Lashawn Miller Henderson</i>	234 AD3d 1254	Crimes—Proof of Prior Convictions; Crimes— Right to Counsel
APL-2025-00059	<i>People v Phillip Dondorfer</i>	235 AD3d 71	Motor Vehicles — Operating Vehicle while Under Influence of Alcohol or Drugs
APL-2025-00072	<i>People v Jason J. Ambrosio</i>	235 AD3d 1181	Crimes—Right to Counsel
APL-2025-00069	<i>People v Errick Guerrero</i>	235 AD3d 1276	Infants—Juvenile Offenders



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Notice to the Bar – March 2025 Appeals

April 2, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during March 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00045 *111 West 57th v 111 W57 Mezz* 220 AD3d 435 Covenants—Covenant of Good Faith and Fair Dealing

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00026 *People v Lewis (Jarvis)* 228 AD3d 1226 Crimes—Right to Counsel

Civil appeals taken as of right:

APL-2024-00167	<i>Hudson View v Town of Fishkill</i>	234 AD3d 40	Municipal Corporations
APL-2025-00039	<i>Susan Abruzzi as Executor of the Estate of Barbara Petillo v Hindenburg</i>	221 AD3d 753	Physicians and Surgeons
APL-2025-00055	<i>Smith v City of New York</i>	2025 NY Slip Op 01198	Release—Scope of Release



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Chief Clerk and
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20 Eagle Street
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518-455-7700

Notice to the Bar – February 2025 Appeals

March 4, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during February 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00009 (Rule 500.11 Procedure)	<i>Matter of the Claim of Carmody</i>	228 AD3d 1203	Unemployment Insurance—Benefits
APL-2025-00011	<i>Matters of Mekayla S. and Gabriel H.</i>	229 AD3d 1040 229 AD3d 1047	Parent and Child— Abused or Neglected Child

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2025-00025	<i>People v Hudson (Nicole)</i>	232 AD3d 200	Crimes—Plea of Guilty
APL-2025-00024	<i>People v Roper (Naim)</i>	231 AD3d 491	Crimes—Right to Speedy Trial
APL-2025-00032	<i>People v Moore (Jaquan)</i>	229 AD3d 1193	Appeal—Court of Appeals—CPL 450.90
APL-2025-00033	<i>People v Woods (Travis)</i>	226 AD3d 597	Crimes—Right to Speedy Trial
APL-2025-00037	<i>People v Rios (Jonathan)</i>	225 AD3d 1285	Crimes—Plea of Guilty

Civil appeals taken as of right:

APL-2025-00022 (Rule 500.11 Procedure)	<i>Matter of Jensen</i>	233 AD3d 1211	Unemployment Insurance
APL-2025-00038	<i>Gurbanova v City of Ithaca</i>	2025 NY Slip Op 00252	Municipal Corporations



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Notice to the Bar – January 2025 Appeals

February 3, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during January 2025.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2025-00015	<i>Cortlandt Street v Bonderman</i>	226 AD3d 103	Corporations— Disregarding Corporate Entity
APL-2025-00017	<i>Russell v Town of Mt. Pleasant</i>	227 AD3d 1083	Records—Freedom of Information Law

APL-2025-00016	<i>William Metrose Ltd. v Waste Management</i>	225 AD3d 1223	Torts—Nuisance
APL-2025-00006	<i>Matter of Klosterman</i>	225 AD3d 1068	Unemployment Insurance—Benefits
APL-2025-00007	<i>Matter of Bruyere</i>	224 AD3d 1032	Unemployment Insurance—Benefits
APL-2025-00008	<i>Matter of Lamphier</i>	225 AD3d 1082	Unemployment Insurance—Benefits
APL-2025-00010	<i>Matter of Dixon-Domines</i>	225 AD3d 1085	Unemployment Insurance—Benefits
APL-2025-00012	<i>Matter of Dunn</i>	225 AD3d 1070	Unemployment Insurance—Benefits
APL-2025-00005	<i>Matter of Almino</i>	223 AD3d 5	Unemployment Insurance—Benefits

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2024-00179	<i>People v Anderson (Kelly L.)</i>	220 AD3d 1223	Crimes—Proof of Other Crimes Crimes—Right to Counsel—Effective Representation Crimes—Verdict—Sufficiency of Evidence
APL-2024-00173 Rule 500.11 Procedure	<i>People v Tapia Felix</i>	230 AD3d 1009	Crimes—Suppression Hearing
APL-2024-00181	<i>People v Smith (Mark A.)</i>	228 AD3d 1324	Crimes—Robbery
APL-2024-00180	<i>People v Alba (Darling)</i>	224 AD3d 461	Crimes—Waiver Right to be Present
APL-2025-00014	<i>People v Ehinmiakhena (David)</i>	82 Misc 3d 132(A)	Crimes—Unlawful Search and Seizure

Civil appeals taken as of right:

APL-2025-00028	<i>Matter of Coalition for Fairness v City of NY</i>	2024 NY Slip Op 06118	Constitutional Law—Taking of Property
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*Heather Davis, Esq.
Chief Clerk and
Legal Counsel to the Court*

*Clerk's Office
20 Eagle Street
Albany, New York 12207-1095
518-455-7700*

Notice to the Bar – December 2024 Appeals

January 2, 2025

The Clerk's Office announces that briefing schedules have been issued for the following appeals during December 2024.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2024-00161	<i>1995 CAM LLC v West Side Advisors</i>	221 AD3d 420	Landlord and Tenant—Rent
APL-2024-00164	<i>Matter of Bentkowski v City of NY</i>	229 AD3d 95	Estoppel—Promissory Estoppel
APL-2024-00162	<i>Matter of Angelica M. E. v Delmy S. A.-H.</i>	228 AD3d 862	Parent and Child

APL-2024-00178	<i>Ben-Dor v Alchemy Consultant</i>	229 AD3d 405	Banks and Banking— Negligence
APL-2024-00174	<i>Sander v Westchester Reform Temple</i>	228 AD3d 688	Employment Relationships—Wrongful Discharge

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2024-00169	<i>People v Sargeant (Derek)</i>	230 AD3d 1341	Crimes—Jurors
APL-2024-00059	<i>People v Wiggins (Jaylin)</i>	225 AD3d 1305	Crimes—Verdict
APL-2024-00160	<i>People v Zubidi (Amando)</i>	2024 NY Slip Op 04824	Crimes—Unlawful Search and Seizure

Civil appeals taken as of right:

APL-2024-00148	<i>Mantilla v NYCDHPD</i>	230 AD3d 1006	Public Housing— Succession Rights
APL-2024-00177	<i>Matter of Smith v Town of Thompson Planning Board</i>	2024 NY Slip Op 06085	Environmental Conservation— Environmental Impact Statement

The Clerk's Office also announces that a briefing schedule has been issued for the Court's consideration of a certified question from the United States Court of Appeals for the Second Circuit.

Certified questions accepted for review:

CTQ-2024-00003	<i>GEICO v Mayzenberg</i>	121 F4th 404	Insurance—No-Fault Automobile Insurance
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State of New York
Court of Appeals

Heather Davis, Esq.
Chief Clerk and
Legal Counsel to the Court

Clerk's Office
20 Eagle Street
Albany, New York 12207-1095
518-455-7700

Notice to the Bar – October and November 2024 Appeals

December 2, 2024

The Clerk's Office announces that briefing schedules have been issued for the following appeals during October and November 2024.

Docket information, briefing schedules, filings and oral argument dates are or will be available through the Court's Public Access and Search System (Court-PASS).

Nonparties seeking to appear as amicus curiae should refer to Court of Appeals Rule of Practice 500.23.

Civil appeals by leave grant of the Court of Appeals and Departments of the Appellate Division:

APL-2024-00140 *People ex rel. Ellis v Imperati* 226 AD3d 1069 Bail—Recognizance

APL-2024-00143 *NYCLU v NYS OCA* 224 AD3d 458 Records—Freedom of Information Law

APL-2024-00145 *Mann v Mezuyon* 225 AD3d 569 Labor—Safe Place to Work

APL-2024-00146	<i>Matter of First United v Callicon</i>	230 AD3d 885	Taxation— Exemptions
APL-2024-00136	<i>AL 557 Doe v Central Valley CSD</i>	227 AD3d 1559	Schools—Annexation of School District
APL-2024-00158	<i>Dibrino v Rockefeller Center</i>	230 AD3d 127	Labor—Safe Place to Work

Criminal appeals by leave grant of Judges of the Court of Appeals and Justices of the Departments of the Appellate Division:

APL-2024-00128 (Rule 500.11 Procedure)	<i>People v Clark (Cadarell</i>	230 AD3d 153	Crimes—Verdict
APL-2024-00152	<i>People v Callara (Dino J.)</i>	229 AD3d 1247	District and Prosecuting Attorneys—Special Prosecutor
APL-2024-00135	<i>People v Everson (James)</i>	229 AD3d 1349	Crimes—Consolidation and Severance
APL-2024-00144	<i>People v Galindo (Carlos)</i>	78 Misc.3d 134(A)	Motor Vehicles—Operating Vehicle while Under Influence of Alcohol or Drugs
APL-2024-00156	<i>People v Baldner (Christopher)</i>	230 AD3d 1434	Crimes—Indictment

Civil appeals taken as of right:

APL-2024-00137 *Matter of Monaghan v Schroeder* 223 AD3d 972 Witnesses—Subpoena