

State of New York
Court of Appeals

Decisions

May 26, 2026

CASES

3 No. 42
In the Matter of Danny Andersen, et al., &c.,
 Appellants,
 v.
Michael P. Hein, &c.,
 Respondent,
et al.,
 Respondents.

Order affirmed, without costs.
Opinion by Judge Cannataro.
Judges Rivera, Garcia and Singas concur.
Judge Troutman dissents in an opinion, in which
Chief Judge Wilson and Judge Halligan concur.

4 No. 40
The People &c.,
 Respondent,
 v.
Johnathon T. Flesch,
 Appellant.

Order affirmed.
Opinion by Judge Rivera.
Judges Garcia, Singas, Cannataro and Troutman
concur.
Chief Judge Wilson dissents in an opinion, in which
Judge Halligan concurs.

4 No. 43
The People &c.,
 Respondent,
 v.
Jamien Harris,
 Appellant.

Order affirmed.
Opinion by Judge Rivera.
Judges Garcia, Singas, Cannataro and Halligan
concur.
Chief Judge Wilson dissents in an opinion, in which
Judge Troutman concurs.

1 No. 39
Elizabeth Mann, &c.,
 Appellant,
 v.
Mezuyon, LLC,
 Respondent,
et al.,
 Defendant.
Mayrich Construction Corp.,
 Third-Party Respondent.

Order affirmed, with costs.
Opinion by Judge Troutman.
Judges Garcia, Singas and Cannataro concur.
Chief Judge Wilson dissents in an opinion, in which
Judges Rivera and Halligan concur.

4 No. 44
The People &c.,
 Respondent,
 v.
Joseph A. Meyers,
 Appellant.

Order affirmed.
Opinion by Chief Judge Wilson.
Judges Rivera, Garcia, Singas, Cannataro, Halligan
and Mackey concur.
Judge Troutman took no part.

MOTIONS

1 Mo. No. 2025-602
In the Matter of 1230 Franklin, LLC,
Respondent,
v.
Preston Niblack, &c. et al.,
Appellants.

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

1 Mo. No. 2025-603
In the Matter of 205 West 262nd St. LLC,
Respondent,
v.
Preston Niblack, &c. et al.,
Appellants.

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

1 Mo. No. 2025-770
In the Matter of 243 East 32nd Street LLC,
Appellant,
v.
Commissioner of Finance of City of New
York et al.,
Respondents.

Motion for leave to appeal denied.

1 Mo. No. 2025-859
In the Matter of 243 East 32nd Street LLC,
Appellant,
v.
Commissioner of Finance of City of New
York et al.,
Respondents.

Motion by Martha E. Stark for leave to appear amicus curiae on the motion for leave to appeal herein granted and the proposed brief is accepted as filed.

1 Mo. No. 2025-786
In the Matter of 250 E. 63 Realty LLC,
Appellant,
v.
New York State Division of Housing and
Community Renewal,
Respondent.

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

1 Mo. No. 2025-601
In the Matter of 2886 Roosevelt LLC,
Respondent,
v.
Preston Niblack, &c. et al.,
Appellants.

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

2 Mo. No. 2025-699
In the Matter of 9313 Rockaway Beach, LLC,
Respondent,
v.
Preston Niblack, &c. et al.,
Appellants.

Motion for leave to appeal denied.

2 Mo. No. 2025-785
In the Matter of Teresa Arluck, et al.,
Respondents,
v.
Board of Education, Orange-Ulster Board of
Cooperative Educational Services, et al.,
Appellants.

Motion for leave to appeal denied.

2 Mo. No. 2025-811
In the Matter of Teresa Arluck, et al.,
Respondents,
v.
Board of Education, Orange-Ulster Board of
Cooperative Educational Services, et al.,
Appellants.

Motion to strike denied.

1 Mo. No. 2025-768
In the Matter of Amy Biasotto,
Appellant,
v.
Ta-Tanisha James, &c. et al.,
Respondents.

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

1 Mo. No. 2025-794
Dorlene Brewster,
Appellant,
v.
Corey Hunter, &c., et al.,
Respondents.

Motion for leave to appeal denied.

1 Mo. No. 2025-598
In the Matter of CM Water Group, LLC,
Respondent,
v.
Sherif Soliman, &c. et al.,
Appellants.

Motion for leave to appeal granted.

1 Mo. No. 2025-676
Deutsche Bank National Trust Company, &c.,
Appellant,
v.
HSBC Finance Corporation, et al.,
Respondents.

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

1 Mo. No. 2025-790
The People &c.,
Respondent,
v.
Joseph Evans,
Appellant.

Motion for leave to appeal denied.

1 Mo. No. 2025-596
In the Matter of Fordham Hill Owners
Corporation,
Respondent,
v.
Sherif Soliman, &c. et al.,
Appellants.

Motion for leave to appeal granted.

1 Mo. No. 2025-599
In the Matter of Global View Apartments
LLC,
 Respondent,
 v.
Sherif Soliman, &c. et al.,
 Appellants.

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

2 Mo. No. 2025-735
In the Matter of Melanie Hammer,
 Appellant,
 v.
Town of Bedford New York, et al.,
 Respondents.

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

2 Mo. No. 2025-702
In the Matter of HW LIC One, LLC,
 Respondent,
 v.
Preston Niblack, &c. et al.,
 Appellants.

Motion for leave to appeal granted.

1 Mo. No. 2026-45
The People &c.,
 Respondent,
 v.
Jose Lacen,
 Appellant.

Motion to strike portions of appellant's brief denied.

1 Mo. No. 2025-796
In the Matter of Olesya Aleksandrovna Lek,
 Appellant,
 v.
Dakota D. Ramseur, &c., et al.,
 Respondents.

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

2 Mo. No. 2025-700
In the Matter of M 20-46 Steinway, LLC,
 Respondent,
 v.
Preston Niblack, &c. et al.,
 Appellants.

Motion for leave to appeal granted.

1 Mo. No. 2025-782
In the Matter of Rohma Mirza,
 Respondent,
 v.
College of Mount Saint Vincent, et al.,
 Appellants.

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

1 Mo. No. 2025-773
The People &c.,
 Respondent,
 v.
Mustapha Ouanes,
 Appellant.

Motion for leave to appeal denied.

2 Mo. No. 2025-701
In the Matter of Queens Blvd Ventures, LLC,
 Respondent,
 v.
Preston Niblack, &c. et al.,
 Appellants.

Motion for leave to appeal denied.

1 Mo. No. 2025-693
State of New York ex rel. RD Litigation
Associates, LLC,
 Appellant,
 v.
Amazon.com, Inc., et al.,
 Respondents.

Motion, insofar as it seeks leave to appeal as against defendants Amazon.com, Inc., Amazon.com LLC, Amazon Fulfillment Services, Inc., and Amazon.com Services LLC, dismissed upon the ground that as to those defendants the order sought to be appealed from does not finally determine the action within the meaning of the Constitution; motion for leave to appeal otherwise granted.

1 Mo. No. 2025-741
State of New York ex rel. RD Litigation
Associates, LLC,
Appellant,
v.
Amazon.com, Inc., et al.,
Respondents.

Motion by City of New York for leave to appear
amicus curiae on the motion for leave to appeal
herein granted and the proposed brief is accepted as
filed.

1 SSD 16
In the Matter of Attorney General of the State
of New York,
Respondent,
v.
K.S.,
Appellant.

Appeal dismissed without costs, by the Court sua
sponte, upon the ground that no substantial
constitutional question is directly involved.

1 Mo. No. 2025-600
In the Matter of SKMF Bryant Management
LLC et al.,
Respondents,
v.
Preston Niblack, &c. et al.,
Appellants.

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

1 Mo. No. 2025-550
U.S. Bank National Association, &c.,
Appellant,
v.
EquiFirst Corporation, et al.,
Respondents.

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

1 Mo. No. 2025-597
In the Matter of Westchester LLA LLC,
Respondent,
v.
Sherif Soliman, &c. et al.,
Appellants.

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