

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzarelli  
Sallie Manzanet-Daniels  
Judith J. Gische  
Darcel D. Clark, Justices.

-----X  
Charles L. Knoll,  
Plaintiff-Respondent,

-against-

M-5215  
Index No. 653609/13

Mark Respler, Stephen Teitelbaum,  
Elm Urology Associates, P.C.,  
Defendants-Appellants.

-----X

Plaintiff-respondent having moved to dismiss the appeal from the order of the Supreme Court, New York County, entered on or about June 23, 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 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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Sallie Manzanet-Daniels  
Judith J. Gische  
Darcel D. Clark, Justices.

-----X  
Liberty Insurance Underwriters, Inc.,  
Plaintiff-Appellant,

-against-

M-5243  
Index No. 106285/09

Clark Patterson Engineers, et al.,  
Defendants-Respondents.

-----X

Defendants-respondents having moved to dismiss the appeal taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about June 16, 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 dismissing the appeal.

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 December 11, 2014.

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- Ind. No. 30097/14  
**M-4773**

Stewart McLean,  
Defendant-Appellant.  
-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Goldberg, J.), entered on or about September 11, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, 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 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 Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Goldberg as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

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 December 11, 2014.

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-4774**  
Ind. No. 859/12

William Green,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Wittner, J.), entered on or about September 8, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, 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 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 Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Wittner as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Dianne T. Renwick  
Judith J. Gische, Justices.

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

-against-

M-4890  
Ind. No. 4011/92

Jean Flebert, also known as  
Makendy Louisma,  
Defendant.

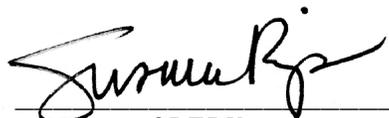
-----X

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 March 7, 2006,

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.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Sallie Manzanet-Daniels  
Judith J. Gische  
Darcel D. Clark, Justices.

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

-against-

M-5239  
Ind. No. 1689/10

Joshua S. Price,

Defendant.

-----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 July 13, 2011, and for leave to prosecute said appeal as a poor person, and 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.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Sallie Manzanet-Daniels  
Judith J. Gische  
Darcel D. Clark, Justices.

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

-against-

Njasang N.,  
Defendant.

**SEALED**  
M-5246  
Ind. No. 3468/97

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about October 29, 1997, and for leave to prosecute the appeal as a poor person, 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.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzarelli  
Sallie Manzanet-Daniels  
Judith J. Gische  
Darcel D. Clark, Justices.

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

-against-

M-5247  
Case No. 57934C/10

Robert L. McCray, also known as  
Larry McCray,  
Defendant.

-----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 February 28, 2011, and for leave to prosecute said appeal as a poor person, and 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.

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 December 11, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Rolando T. Acosta  
Karla Moskowitz, Justices.

-----X  
Remy R. Foussard,  
Plaintiff-Appellant,

-against-

M-5252  
Index No. 100154/10

Emee Olarte-Foussard,  
Defendant-Respondent.  
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about December 13, 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 April 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 December 11, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Rolando T. Acosta  
Karla Moskowitz, Justices.

-----X  
Steven M. Alevy, doing business  
as Bankers Capital Realty Advisors,  
Plaintiff-Appellant,

-against-

M-5629  
Index No. 601934/06

Isaac Uminer, et al.,  
Defendents-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about February 5, 2014 and from an order of the same Court and Justice entered on or about September 27, 2013, respectively,

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 from the aforesaid judgment entered on February 5, 2014 to on or before February 2, 2015 for the April 2015 Term, and deeming the appeal from the order entered on September 27, 2013 as one subsumed by the appeal of the judgment entered on February 5, 2014.

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 December 11, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
Rolando T. Acosta  
Karla Moskowitz, Justices.

-----X

Edward Amley,  
Plaintiff-Respondent,

-against-

M-5450  
Index No. 307907/13

XiXi Yin Amley,  
Defendant-Appellant.

-----X

Defendant-appellant, pro se, having moved for a stay of all proceedings pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about October 27, 2014, 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 is denied.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-4681  
Ind. No. 142/01

Frank Barnes,  
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on May 15, 2006 (Appeal No. 8525-8525A), unanimously affirming a judgment of the Supreme Court, New York County (Leslie Crocker Snyder, J.), rendered on January 14, 2003,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, 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 said application is denied.

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 December 11, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Rolando T. Acosta  
Rosalyn H. Richter, Justices.

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

Respondent,

-against-

M-4710  
Ind. No. 4934/96

Erick Ellis,

Defendant-Appellant.  
-----X

A decision and order of this Court having been entered on May 13, 2003 (Appeal No. 1116), unanimously affirming a judgment of the Supreme Court, Bronx County (Patricia Williams, J.), rendered on May 4, 1999,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, 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.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
Richard T. Andrias  
Leland G. DeGrasse  
Darcel D. Clark, Justices.

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

-against-  
Gilberto D.,  
Defendant.

M-4430  
Ind. Nos. 453/11  
6205/09

-----X

A purported appeal having been taken from the order of the Supreme Court, New York County, entered on or about May 31, 2013 pursuant to CPL Article 730,

And defendant having purportedly moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, 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 dismissed for lack of jurisdiction.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
David B. Saxe  
Rosalyn H. Richter  
Barbara R. Kapnick, Justices.

-----X  
Rosenhaus Real Estate, LLC,  
Plaintiff-Respondent,

-against-

M-5565  
Index No. 601012/09

S.A.C. Capital Management, Inc.,  
et al.,  
Defendants-Appellants.

-----X

Plaintiff-respondent having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on October 2, 2014 (Appeal No. 13099),

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.

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 December 11, 2014.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzairelli  
John W. Sweeny, Jr.  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----X

Calvin E. Thomas,  
Plaintiff-Appellant,

-against-

M-4592  
Index No. 311416/11

New York City Housing Authority,  
Defendant-Respondent.

-----X

Defendant-respondent having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on August 7, 2014 (Appeal No. 12407N), and for a stay of the trial in the above-entitled action pending hearing and determination of the 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, 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 the Supreme Court, as modified by this Court, properly made?"

This Court further certifies that its determination was made as a matter of law and not in the exercise of discretion. The motion to the extent it seeks to stay the trial is granted.

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 December 11, 2014.

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

-----X  
Glenn Turner,  
Plaintiff-Appellant,

-against-

M-4738  
Index No. 104184/09

Manhattan Center Studios, Inc., et al.,  
Defendants-Respondents.

-----X

Defendants-respondents having moved to dismiss the appeals from the orders of the Supreme Court, New York County, entered on or about November 16, 2012 (mot. seq. no. 002) and January 6, 2014 (mot. seq. no. 003), and from a judgment of said Court entered on or about August 7, 2014, respectively,

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 and the appeals are 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 December 11, 2014.

PRESENT - Hon. Peter Tom, Justice Presiding,  
David Friedman  
Richard T. Andrias  
Paul G. Feinman  
Barbara R. Kapnick, Justices.

-----X  
Richard Djeddah,  
Plaintiff,

Rachel Djeddah,  
Plaintiff-Appellant,

-against-

M-5132  
Index No. 111319/95

Daniel Turk Williams, M.D.,  
Defendant-Respondent.

-----X

Defendant-respondent having moved to dismiss the appeal from the order of the Supreme Court, New York County, entered on or about August 14, 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 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 December 23, 2014.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
Richard T. Andrias  
David Friedman, Justices.

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

-against-

Natavia Lowery,  
Defendant-Appellant.

M-5311  
Ind. Nos. 5850/07  
4346/08

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about May 13, 2010, and said appeal having been perfected,

And defendant-appellant having moved to file a corrected brief,

Now, upon reading and filing the stipulation of the parties, dated November 7, 2014, 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 December 11, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
Leland G. DeGrasse  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X

The People of the State of New York,  
Appellant,

-against-

M-5387

Ind. No. 2944/11

Jamal Cox,  
Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about September 10, 2014, and said appeal having been perfected,

And defendant-respondent, having moved for leave to respond, as a poor person, to the aforesaid appeal, for the assignment of counsel, 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 assigning, Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, Telephone No. 212-577-2523, as attorney 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. Sua sponte, the appeal is adjourned to the April 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 December 11, 2014.

PRESENT - Hon. Peter Tom, Justice Presiding,  
Richard T. Andrias  
Leland G. DeGrasse  
Barbara R. Kapnick, Justices.

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

-against-  
Geovany Izagurre,

M-5204  
Ind. No. 460/99

Defendant.  
-----X

Defendant pro se 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 June 21, 2000, or in the alternative for a writ or error coram nobis, and 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.

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 December 11, 2014.

PRESENT: Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
Leland G. DeGrasse  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X

Altagracia Rodriguez,  
Plaintiff-Appellant,

-against-

M-5331  
Index No. 112568/11

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

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about August 4, 2014,

And plaintiff-appellant having moved for a stay of enforcement of the aforesaid order and for other relief, pending hearing and determination, of the appeal taken therefrom,

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 on condition the appeal is perfected on or before February 2, 2015, for the April 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 December 11, 2014.

PRESENT - Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
David B. Saxe  
Leland G. DeGrasse, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-4652  
Ind. No. 6635/01

Teofilo Reyes,  
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on October 14, 2004 (Appeal No. 4286), unanimously affirming a judgment of the Supreme Court, New York County (Michael J. Obus, J.), rendered on November 27, 2002,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, 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 said application is denied.

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 December 11, 2014.

PRESENT - Hon. Peter Tom, Justice Presiding,  
David Friedman  
Karla Moskowitz  
Rosalyn H. Richter, Justices.

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

-against-

M-4709  
Ind. No. 3578/09

Eric Shields,  
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on November 27, 2012 (Appeal No. 8328), unanimously modifying and otherwise affirming a judgment of the Supreme Court, New York County (Carol Berkman, J.), rendered on September 21, 2010, as amended September 23, 2010,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, 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 said application is denied.

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 December 11, 2014.

PRESENT - Hon. Peter Tom, Justice Presiding,  
Richard T. Andrias  
Leland G. DeGrasse  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-4044  
Ind. No. 1529/08

Devon Miller,  
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on November 13, 2012 (Appeal No. 8527), unanimously affirming a judgment of the Supreme Court, Bronx County (John W. Carter, J.), rendered on June 29, 2010,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, 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 said application is denied.

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 December 11, 2014.

PRESENT - Hon. Peter Tom, Justice Presiding,  
David Friedman  
Paul G. Feinman  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X

Julie Katz,  
Plaintiff-Appellant/Respondent,

-against-

M-4415  
Index Nos. 300566/10

The United Synagogue of Conservative Judaism,  
Defendant-Respondent/Appellant.

-----X

Defendant having moved for leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County on or about January 29, 2014, and for a stay of any trial pending hearing and determination of said 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. Appellant shall file two copies of the pre-argument statement and of this order with the Clerk of the Appellate Term with proof of service, pursuant to Section 600.17 of the Rules of this Court. The motion, to the extent it seeks a stay of trial of this matter in the Civil Court of the City of New York, New York pending hearing and determination of said appeal, is granted on condition the appeal is perfected on or before March 23, 2015 for the June 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 December 11, 2014.

PRESENT - Hon: Peter Tom, Justice Presiding,  
David Friedman  
Richard T. Andrias  
Paul G. Feinman  
Barbara R. Kapnick, Justices.

-----X  
Stephanie T.,  
Plaintiff-Respondent,

-against-

Dileepkumar T.,  
Defendant-Appellant.

M-4947  
M-5305  
Index No. 311501/08

-----X

Appeals having been taken to this Court by defendant from the order of the Supreme Court, New York County, entered on or about February 6, 2013, and from judgments of said Court entered on or about May 23, 2013 and October 7, 2013, respectively,

And an order of this Court having been entered on February 18, 2014 (M-33) consolidating the aforesaid appeals, and enlarging the time to perfect the consolidated appeals to the June 2014 Term, and denying certain relief,

And defendant-appellant pro se having moved renewed their motion for an order enlarging the time to perfect the consolidated appeals, and for poor person relief and assignment of appellate counsel (M-4947),

And plaintiff-appellant having cross-moved for an order dismissing the consolidated appeals (M-5305),

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 denied (M-4947). The cross motion is granted and the consolidated appeals are dismissed (M-5305).

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 December 11, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Rosalyn H. Richter, Justices.

-----X  
Joe Bobker,  
Plaintiff-Appellant,

-against-

M-5044  
Index No. 650963/13

Herrick, Feinstein LLP, et al.,  
Defendants-Respondents.  
-----X

Defendant-respondent Herrick, Feinstein LLP having moved to dismiss the appeal from the order of the Supreme Court, New York County, entered on or about November 7, 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 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 December 11, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
Karla Moskowitz  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

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

-against-

**M-4284**  
Ind. No. 1081/12

Miguel Rodriguez,  
Defendant-Appellant.

-----X

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 August 12, 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, 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 December 11, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

-----X  
Fay Hill,  
Plaintiff-Respondent,

-against-

M-5389  
Index No. 300800/10

Emmanuel K. Achiah, et al.,  
Defendants-Appellants.  
-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about December 31, 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 April 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 December 11, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Diane T. Renwick  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

-----X  
Judith Ortiz,

Plaintiff-Respondent,

-against-

461-WLS, LLC,

Defendant-Appellant.  
-----X

**M-5380**

Index No. 304016/12

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about December 27, 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 May 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 December 11, 2014.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Diane T. Renwick  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

-----X  
Everton Nelson,  
Plaintiff-Appellant,

-against-

**M-5489**

Index No. 301887/10

E & M 2710 Clarendon LLC, et al.,  
Defendant-Respondent.

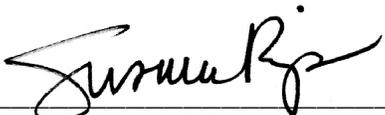
-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, Bronx County, entered on or about December 19, 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 May 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 December 11, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

-----X  
Deborah Gibber, etc., et al.,  
Plaintiffs-Respondents,

-against-

M-5563  
Index No. 159326/12

Naomi Colton, et al.,  
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about January 31, 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 on or before February 23, 2015 for the May 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 December 11, 2014.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

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

-against-

M-5524  
Ind. No. 4512/02

Steven Darbasie,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for an extension of time to file his pro se supplemental brief in connection with an appeal from a judgment of the Supreme Court, New York County, rendered on or about June 12, 2003, pending receipt of certain minutes for use in preparing said pro se supplemental brief,

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 directing defendant to serve and file 8 copies of his pro se supplemental brief on or before February 23, 2015 for the May 2015 Term, to which Term the appeal is adjourned, with no further enlargements to be granted. The appeal will not be heard unless and until all material furnished to appellant has been returned.

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 December 11, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X  
Magaly Rojas,  
Plaintiff,

-against-

M-4305  
Index No. 21532/12E

New York Elevator & Electric Corporation, et al.,  
Defendants.

-----  
New York Elevator & Electric Corporation, et al.,  
Third-Party Plaintiffs-Appellants,

-against-

Greater New York Insurance Company,  
Third-Party Defendant-Respondent.

-----X  
Third-party defendant-respondent Greater New York Insurance Company having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on June 26, 2014 (Appeal No. 12905),

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.

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 December 11, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X  
In re Carlos Fernandez,  
Petitioner-Appellant,

-against-

M-4729  
Index No. 260702/11

New York City Transit Authority,  
Respondent-Respondent.

-----X

Respondent-respondent having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on August 7, 2014 (Appeal No. 12892),

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.

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 December 11, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X

In re Nathan F. Marshall,  
Petitioner,

-against-

M-4675  
Index No. 5534/12

Hon. Roger S. Hayes, etc., et al.,  
Respondents.

-----X

Petitioner having moved for reargument/reconsideration of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on June 26, 2014 (Appeal No. 12913[M-2572]),

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.

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 December 11, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Darcel D. Clark  
Barbara R. Kapnick, Justices.

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

-against-

M-5056  
Ind. No. 622/10

Jorge Vasquez,  
Defendant.

-----X

An order of this Court having been entered on October 14, 2014 (M-3470), denying an enlargement of time to file a notice of appeal from the judgment of the New York County, rendered on October 11, 2011, and other relief,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of trial counsel, 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.

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 December 11, 2014.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Rosalyn H. Richter  
Paul G. Feinman, Justices.

-----X  
Ralph Medical Diagnostics, P.C., as  
Assignee of Veronica Quow,  
Plaintiff-Respondent,

-against-

M-4996  
Index No. 570577/13

Mercury Casualty Company,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County 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 denied.

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 December 11, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X  
Statewide Management Group, Inc.,  
Plaintiff-Appellant,

-against-

M-5541  
Index No. 104520/12

Intrepid Museum Foundation also known  
as Intrepid Sea, Air & Space Museum,  
et al.,  
Defendants-Respondents.

-----X

Appeals having been taken from the orders of the Supreme Court, New York County, entered on or about August 8, 2013, December 16, 2013, January 17, 2014 and April 30, 2014, respectively,

And an order of this Court entered on June 5, 2014 (M-2147) having consolidated the aforesaid appeals and granting a stay of enforcement of a certain order and related relief, pending hearing and determination of the consolidated appeals, on condition the consolidated appeals are perfected for the October 2014 Term,

And plaintiff-appellant having moved for an enlargement of time to perfect the aforesaid consolidated appeals and continuing the stay granted by the order of this Court on June 5, 2014 (M-2147),

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 continuing the stay granted by the order of this Court on June 5, 2014 (M-2147) upon the same terms and conditions and upon the condition that the consolidated appeals be perfected for the May 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 December 11, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X  
Christopher Greeff and Sasha Greeff,  
Plaintiffs,

-against-

Redeemer Presbyterian Church, et al.,  
Defendants.

M-5513  
M-5579

-----X  
F.J. Sciame Construction Co., Inc.  
and Redeemer Presbyterian Church,  
Third-Party Plaintiffs-Respondents,

Index No. 113132/11

-against-

Peepels Mechanical Corp. and  
American Spray-On Corp.,  
Third-Party Defendant-Appellants.

-----X

Appeals having been taken from an order of the Supreme Court, New York County, entered on or about January 31, 2014,

And third-party defendant-appellant Peepels Mechanical Corp. having moved for an enlargement of time to perfect their respective appeal (M-5513),

And third-party defendant-appellant American Spray-On Corp. having cross-moved for an enlargement of time to perfect their respective appeal (M-5579),

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 their respective appeals to the June 2015 Term. The Clerk of the Court is directed to calendar said appeals for hearing together in said 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 December 11, 2014.

PRESENT - Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Karla Moskowitz  
Rosalyn H. Richter  
Sallie Manzanet-Daniels, Justices.

-----X  
Richard Djeddah,  
Plaintiff-Respondent,

-against-

M-5199  
Index No. 350094/00

Rachel Djeddah,  
Defendant-Respondent,

Goldman & Greenbaum, P.C.,  
Intervenor-Appellant.  
-----X

An appeal having been taken by intervenor-appellant Goldman & Greenbaum, P.C., from the order of the Supreme Court, New York County, entered on or about April 24, 2013, and said appeal having been perfected,

And defendant-respondent Rachel Djeddah having moved for an order striking the 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 denied.

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 December 11, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X

Great Northern Insurance Company,  
as Subrogee of Aby Rosen,  
Plaintiff-Respondent,

M-5336

M-5509

Action No. 1

Index No. 105470/08

-against-

Estelle Irrigation Corp., et al.,  
Defendants-Appellants.

-----X

Town & Garden, Ltd., et al.,  
Plaintiffs-Respondents,

Action No. 2

Index No. 600910/08

-against-

The Window Box MG Ltd. and Estelle  
Irrigation Corp.,  
Defendants-Appellants.

-----X

The Window Box MG Ltd.,  
Third-Party Plaintiff-Appellant,

-against-

Index No. 590368/10

Tri-Star Construction LLC,  
Third-Party Defendant-Respondent.

-----X

Appeals having been taken from an order of the Supreme Court, New York County, entered on or about August 30, 2013, and said appeals having been perfected,

And defendant-appellant, Estelle Irrigation Corp., having moved for a stay of trial pending hearing and determination of the their appeal taken from the aforesaid order (M-5336),

And third-party defendant-appellant, The Window Box MG Ltd., having moved to stay jury selection and trial pending hearing and determination of their appeal taken from the aforesaid order (M-5509),

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 interim relief granted by an order of a Justice of this Court dated October 21, 2014, is continued pending hearing and determination of the aforesaid appeals.

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 December 11, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
Leland G. DeGrasse, Justices.

-----X  
Christopher Henry,  
Plaintiff-Respondent,

-against-

Marisa Soto-Henry,  
Defendant-Appellant.

M-3870  
Index No. 302635/09

-----X

Plaintiff-respondent Christopher Henry having moved for clarification of this Court's decision and order entered on November 29, 2011 (Appeal No. 5191 [M-1611]),

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.

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 December 11, 2014.

PRESENT - Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman, Justices.

-----X

In re Robert Pastalove,  
Petitioner-Appellant,

-against-

M-4698  
Index No. 111175/11

Raymond Kelly, etc., et al.,  
Respondents-Respondents.

-----X

Petitioner-appellant having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on August 21, 2014 (Appeal No. 11110),

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 reargument, is denied.

The motion, to the extent it 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 the Supreme Court, as affirmed by this Court, properly made?"

This Court further certifies that its determination was made as a matter of law and not in the exercise of discretion.

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 December 11, 2014.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,  
Leland G. DeGrasse  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X

In the Matter of the Application of  
The State of New York,  
Petitioner-Respondent,

**M-5562**

For Civil Management Pursuant to  
Article 10 of the Mental Hygiene Law,

Index No. 30012/11

-against-

Kenneth W.,  
Respondent-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about February 6, 2014,

And respondent-appellant having moved, pursuant to Mental Hygiene Law §10.13[b], for leave to prosecute, as a poor person, the aforesaid appeal, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, and for the 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 upon the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the Attorney General of the State of New York and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

The court reporter shall promptly make and file with the Supreme Court two transcripts of the stenographic minutes of any proceedings in this matter, and 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.

Marvin Bernstein, Esq., Mental Hygiene Legal Service,  
41 Madison Avenue, 26<sup>th</sup> Floor, New York, NY 10010, Telephone No.  
(646) 386-5891, is assigned as counsel for purposes of prosecuting  
the appeal on respondent's behalf.

ENTER:

A handwritten signature in black ink, appearing to read "Sumner R. Jones", written in a cursive style. The signature is positioned above 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 December 11, 2014.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Leland G. DeGrasse  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X  
Kenneth Levin and Aviva Levin,  
Plaintiffs-Respondents,

-against-

M-5533  
Index No. 108182/11

Mercedes-Benz Manhattan, Inc.,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about January 23, 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 April 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 December 11, 2014.

PRESENT - Hon. Rolando T. Acosta, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

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

-against-

Abel R. Hernandez Taveras, also known  
as Abel R. Hernandez-Tavaras,  
Defendant.

M-5240  
Ind. Nos. 2762/08  
2569/11

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgments of the Supreme Court, New York County, rendered on or about July 10, 2012, and for leave to prosecute said appeal as a poor person, and 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.

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 December 11, 2014.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-5421

Ind. No. 4098/12

Carlo Guirdanella,  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about October 29, 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 May 2015 Term.

ENTER:

  
\_\_\_\_\_  
CLERK

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Peter Tom  
Justice of the Appellate Division

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

Respondent,

M-3982  
Ind. No. 1487/02

-against-

Johan Moran,

CERTIFICATE  
DENYING LEAVE

Defendant.  
-----X

I, Peter Tom, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about June 30, 2014 is hereby denied.

**ENTERED**

DEC 11 2014

  
\_\_\_\_\_  
Hon. Peter Tom  
Associate Justice

Dated: November 5, 2014  
New York, New York

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Judith J. Gische  
Justice of the Appellate Division

-----X  
The People of the State of New York, M-4450  
Ind. No. 2682/07

-against-

CERTIFICATE  
DENYING LEAVE

Alonzo Jacobs,  
Defendant.

-----X  
I, Judith J. Gische, a Justice of the Appellate Division,  
First Judicial Department, do hereby certify that, upon  
application timely made by the above-named defendant for a  
certificate pursuant to Criminal Procedure Law, sections 450.15  
and 460.15, and upon the record and proceedings herein, there is  
no question of law or fact presented which ought to be reviewed  
by the Appellate Division, First Judicial Department, and  
permission to appeal from the Order dated July 22, 2013, of the  
Supreme Court, Bronx County (John W. Carter, J.), is hereby  
denied.

  
\_\_\_\_\_  
Associate Justice

Dated: November 10, 2014  
New York, New York

ENTERED: **DEC 11 2014**

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Barbara R. Kapnick  
Justice of the Appellate Division

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

-against-

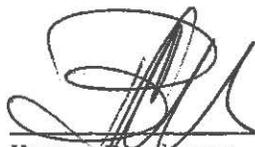
Jovan Fludd

Defendant.

-----X

M-4843  
Ind. No. 2081/2005  
CERTIFICATE  
DENYING LEAVE

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, dated August 14, 2014, is hereby denied.

  
\_\_\_\_\_  
Hon. Barbara R. Kapnick

Dated: November 7, 2014  
New York, New York

ENTERED: **DEC 11 2014**