

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 February 19, 2013.

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

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

-against-

M-371
Ind. No. 3044/09

Marvel Jones,
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about September 22, 2010,

Now, upon reading and filing the stipulation of the parties hereto, dated January 22, 2013, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 February 19, 2013.

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

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

-against-

M-206
Ind. No. 846N/11

Otis Hemmings,
Defendant-Respondent.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about January 12, 2012,

Now, upon reading and filing the stipulation of the parties hereto, dated January 9, 2013, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 February 19, 2013.

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

-----X

Bernadette Harangozo,
Plaintiff-Respondent,

Action No. 1

-against-

M-414

Index No. 653554/11

Peter Harangozo, Peter Harangozo (Jr.)
and Christine Mayo,
Defendants-Appellants.

-----X

Peter Harangozo, Peter Harangozo (Jr.)
and Christine Mayo,
Plaintiffs-Appellants,

Action No. 2

-against-

Index No. 114384/11

Bernadette Harangozo,
Defendant-Respondent.

-----X

An appeal having been taken from orders of the Supreme Court, New York County, entered on or about July 5, 2012 (mot. seq. nos. 001, 002),

Now, upon reading and filing the stipulation of the parties hereto, dated January 23, 2013, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the November 2012 Term, 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 February 19, 2013.

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

-----X

Lenin Garcia,
Plaintiff-Respondent,

-against-

M-369

Index No. 308573/08

Genuie Estates, Inc., and
Role Realty Management Corp.,
Defendants-Appellants,

-and-

Lew Bodak,
Defendant.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about October 13, 2011,

Now, upon reading and filing the stipulation of the parties hereto, dated January 16, 2013, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the March 2013 Term, 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 February 19, 2013.

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-

M-62
Ind. No. 117/12

Dwight E. Littlejohn,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 27, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

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-

M-63
Ind. No. 4274/12

Stanley S. Love, also known as
Stanley Love,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 28, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

M-64
Ind. No. 3605/12

Ariel A. Marte,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 28, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

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

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

-against-

M-67
Ind. Nos. 5316/07
2517N/10

Gladys Moreno,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 5, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

M-68
Ind. No. 3293/12

Larry Nestman,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 27, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

M-70
Ind. No. 5910/11

Antonio Liriano, also known as
Antonio Liriano Perez,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about September 28, 2012, for leave to have the appeal heard upon the original record and 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, 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, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

M-71
Ind. Nos. 3902/12
2152/12

Asinyefigh Papanye,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 28, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

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-

M-72
Ind. No. 4692N/12

Oba Perdue,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor
person, the appeal from a judgment of the Supreme Court, New York
County, rendered on or about November 27, 2012, for leave to have
the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York,
New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

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

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

-against- **M-73**
Ind. No. 5487/11

Russell Partin,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about September 26, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

M-74
Ind. No. 89/10

Jerome Perry,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about November 20, 2012, for leave to have the appeal heard upon the original record and 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, 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 February 19, 2013.

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-

M-75
Ind. Nos. 3388/97
5146/97

Luis Rodriguez,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 5, 2012, for leave to have the appeal heard upon the original record and 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, 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, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

Joseph Rodriguez,
Defendant-Appellant.

M-76

Ind. Nos. 1790/11
29661C/11

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about November 26, 2012, for leave to have the appeal heard upon the original record and 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, 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, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David Friedman,

Presiding Justice,

Justices.

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

-against-

M-77
Ind. No. 3542/12

Carlos Rivera,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 4, 2012, for leave to have the appeal heard upon the original record and 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.

Steven Banks, Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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 February 19, 2013.

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

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

-against-

M-355
Case No. 68602C/09

Meliza Torres,
Defendant-Appellant.

-----X

An order of this Court having been entered on November 15, 2012 (M-3994), granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about May 30, 2012, and assigning Christian Lassiter, Esq., The Bronx Defenders, as counsel to prosecute the appeal; and a motion having been made to relieve such 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 striking the designation of assigned counsel, Christian Lassiter, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York, 10007, Telephone No. 212-402-4100, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

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 February 19, 2013.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
Rolando T. Acosta
David B. Saxe, Justices.

-----X
In the Matter of the Application of
Hsiu Yuan Wulin,
Petitioner-Appellant,

For a Judgment, etc.,

-against-

M-5706
Index No. 401648/11

OTDA, The Commissioner of Social
Services of the City of New York, APS,
Respondents-Respondents.
-----X

An appeal having been taken to this Court by petitioner from
the order of the Supreme Court, New York County, entered on or
about November 3, 2011,

And petitioner-appellant having moved for an enlargement of
time to perfect 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 to the extent of
enlarging the time to perfect the appeal to the June 2013 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 February 19, 2013.

Present - Hon. Luis A. Gonzalez,
Rolando T. Acosta
Karla Moskowitz
Helen E. Freedman,

Presiding Justice,

Justices.

-----x
In the Matter of the Writ of
Amy R. Weissbrod,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

M-4456
Index No. 110774/11

-against-

Jorge Dopico, Esq., etc., et al.,
Respondents-Respondents.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about November 22, 2011, which dismissed certain claims raised in the proceeding and transferred the remaining claims to this Court for determination, pursuant to CPLR 7804(g),

And petitioner-appellant having moved for (1) an enlargement of time to perfect the aforesaid appeal and for leave to file a supplemental brief with respect to Article 78 claims transferred to this Court, (2) to consolidate the aforesaid appeal with the then pending disciplinary proceeding entitled *Matter of Weissbrod*, and (3) to maintain the confidentiality of said disciplinary proceeding,

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 consolidating the petitioner's instant appeal with the aforesaid transferred Article 78 claims, permitting petitioner to file a supplemental brief pertaining to said transferred claims that are not academic, and enlarging the time to perfect the consolidated appeal/proceeding to on or before March 18, 2013 for the June 2013 Term, and otherwise 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 February 19, 2013.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Helen E. Freedman
Nelson S. Román
Judith J. Gische, Justices.

-----X
Federated Project and Trade Finance
Core Fund, et al.,
Plaintiffs-Respondents,

-against-

M-5682
Index No. 651986/12

Amerria Agri Fund, LP,
Defendant-Appellants,

Amerria Capital Management, LLC,
Defendant.

-----X

Plaintiffs-respondents having moved for dismissal of the appeal taken from the order of the Supreme Court, New York County, entered on or about September 12, 2012,

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 February 19, 2013.

PRESENT: Hon. Peter Tom, Justice Presiding,
Karla Moskowitz
Rosalyn H. Richter
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

Marangeli Acevedo, as Administratrix
of the Estate of Elizabeth Acevedo,
Deceased,
Plaintiff-Respondent,

-against-

M-330
M-428
Index No. 306885/08

Mark A. Schwartz, M.D., Seaport
Orthopedic Associates,
Defendant-Appellant,

Mario Inglesia CRNA,
Defendant-Appellant,

Pei Lee Ee, M.D., et al.,
Defendants.

-----X

Separate appeals having been taken from the order of the Supreme Court, Bronx County, entered on or about December 19, 2011,

And defendant-appellant Mario Inglesia having moved for an enlargement of time to perfect his appeal from the aforesaid order (M-330),

And defendants-appellants Mark A. Schwartz and Seaport Orthopedic Associates having separately moved for the aforesaid relief (M-428),

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 to the extent of enlarging the time to perfect the appeals to the June 2013 Term (M-330/M-428).

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 February 19, 2013.

PRESENT: Hon. Peter Tom, Justice Presiding,
Karla Moskowitz
Rosalyn H. Richter
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
Rachel Aiello, Individually and as
Administratrix of the Estate of
John Aiello, Deceased,
Plaintiffs-Appellants,

-against-

M-448
Index No. 117442/08

Burns International Security Services
Corporation,
Defendant-Respondent,

-and-

Command Security Services, Inc.,
Defendant,

-and

Saint Vincents Catholic Medical
Centers of New York, et al.,
Defendants-Appellants.

-----X

An appeal taken from the order of the Supreme Court, New York County, entered on or about July 23, 2012 (mot. seq. no. 007), and said appeal having been perfected,

And plaintiffs-appellants having moved for a stay of trial pending hearing and determination of the aforesaid 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 February 19, 2013.

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

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

-against- M-5732
Ind. No. 5441/10
Frederick Young,
Defendant-Appellant.

-----X

Respondent having moved to dismiss the appeal from the judgment of the Supreme Court, New York County, rendered on or about April 26, 2011, upon the ground defendant has absconded,

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, without prejudice to raising the argument on 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 February 19, 2013.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
Karla Moskowitz
Leland G. DeGrasse
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
In the Matter of

Alani G., and
Demetrius G.,

Dependent Children Under 18 Years
of Age Pursuant to §384-b of the
Social Services Law of the State
of New York.

M-5585

Docket Nos. B3998/11
B3999/11

- - - - -
Catholic Guardian Society & Home
Bureau, et al.,
Petitioners-Respondents,

Angelica G.,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid
Society, Juvenile Rights Division,
Attorney for the Children.

-----X

Respondent-appellant mother having moved for leave to prosecute, as a poor person, the appeal from orders of the Family Court, New York County, entered on or about October 1, 2012, and for assignment of counsel, a free copy of the transcript, 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
(1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Geoffrey P. Berman, Esq., 2005 Palmer Avenue, #176, Larchmont, NY 10538, Telephone No. (914) 834-3053, as counsel for purposes of prosecuting the appeal;

(2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 February 19, 2013.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Karla Moskowitz
Leland G. DeGrasse
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

In the Matter of

Julien Javier F., also known as
Julien F., ans
Skylar F., also known as
Skylar Me'Shelle P.,

M-4993

Docket Nos. B16034/09
B16035/09

Dependent Children Under 18 Years of
Age Pursuant to §384-b of the Social
Services Law of the State of New York.

- - - - -
Children's Aid Society, et al.,
Petitioners-Respondents,

Christina F., also known as
Christina Marie F.,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid
Society, Juvenile Rights Division,
Attorney for the Children.

-----X

Respondent-appellant mother having moved for leave to prosecute, as a poor person, the appeal from orders of the Family Court, Bronx County, both entered on or about August 14, 2012, and for assignment of counsel, a free copy of the transcript, 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
(1) assigning, pursuant to Article 18b of the County Law and

§1120 of the Family Court Act, Geoffrey P. Berman, Esq., 2005 Palmer Avenue, #176, Larchmont, NY 10538, Telephone No. (914) 834-3053, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 February 19, 2013.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
John W. Sweeny, Jr.
Karla Moskowitz
Dianne T. Renwick, Justices.

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

-against-

M-5824
Ind. No. 5744/11

Carlo Rastaldo,
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 September 20, 2012, 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 denied, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth the amount and sources of funds to post the \$10,000 bail in the Supreme Court, the disposition thereof, and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

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 February 19, 2013.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
John W. Sweeny, Jr.
Karla Moskowitz
Dianne T. Renwick, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-5697
Ind. No. 3120/10

Ronel Joseph,
Defendant-Appellant.

-----X

An order of this Court having been entered on March 15, 2011 (M-543), granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about January 13, 2011, and assigning Steven Banks, Esq., as counsel to prosecute the appeal; and a motion having been made to relieve such 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 striking the designation of assigned counsel Steven Banks, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. (212) 402-4100, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

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 February 19, 2013.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Sallie Manzanet-Daniels
Nelson S. Román
Darcel D. Clark, Justices.

-----X
Luis Rivera,
Plaintiff-Appellant,

-against-

M-27
Index No. 304358/09

Miguel A. Gonzalez, et al.,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about March 7, 2012,

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 June 2013 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 February 19, 2013.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
Sallie Manzanet-Daniels
Nelson S. Román
Darcel D. Clark, Justices.

-----X

Grand Pacific Finance Corp.,
Plaintiff-Respondent,

-against-

M-96

Index No. 100018/09

Alexander Ashkenazi,
Defendant-Respondent/Appellant,

Murray W. Blytt, et al.,
Defendants,

Amit Louzon,
Successful Bidder/
Appellant/Respondent.

-----X

Separate appeals having been taken from an order of the Supreme Court, New York County, entered on or about March 15, 2012 (mot. seq. no. 004), and the appeal taken by successful bidder, Amit Louzon, having been perfected,

And Sol Mermelstein, Esq. (Kalmon Glovin, Esq., of counsel) having moved to withdraw as counsel on the appeal taken by defendant Alexander Ashkenazi, to enlarge defendant's time to submit a respondent's brief on the perfected appeal taken by Amit Louzon, and for enlargement of time to perfect his 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 to the extent of permitting the withdrawal of Sol Mermelstein, Esq., as counsel on defendant's appeal, and enlarging the time to perfect said appeal to the June 2013 Term, to which Term successful bidder Amit Louzon's appeal is adjourned. The Clerk is directed to calendar both appeals to be heard together for the June 2013 Term, if so perfected.

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 February 19, 2013.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Dianne T. Renwick
Darcel D. Clark, Justices.

-----X

B&C Realty, Co.,
Plaintiff-Appellant,

-against-

M-101
Index No. 601110/10

159 Emmut Properties LLC,
et al.,
Defendants-Respondents.

-----X

An appeal having been taken from and order of the Supreme Court, New York County, entered on or about March 16, 2012, and said appeal having been perfected,

And plaintiff-appellant having moved for relief in the nature of a preliminary appellate injunction enjoining defendants and its employees, agents or anyone acting on its behalf from selling, conveying, transferring or otherwise disposing of the subject premises pending hearing and determination of 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 enjoining defendants, its employees, agents, or anyone acting on its behalf from selling, conveying, transferring or otherwise disposing of the subject real property known as 159-161 Bleeker Street, New York, New York, pending hearing and determination of the appeal, and the motion is otherwise 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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X

Fayton Hollington,
Plaintiff-Respondent,

-against-

M-95

Index No. 800116/11

Purshotam L. Nagwani, M.D., et al.,
Defendants,

-and-

David Serur, M.D., et al.,
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement
of time to perfect the appeal from the order of the Supreme
Court, New York County, entered on or about February 24, 2012,

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 June 2013
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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X
Ethan Ebanks, an Infant by his
Mother and Natural Guardian,
Gracie Brown,
Plaintiff-Appellant,

-against-

M-161
Index No. 18174/07

New York City Health and Hospitals
Corporation (North Central Bronx
Hospital),
Defendant-Respondent.
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about January 9, 2012,

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 June 2013 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 February 19, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X
Commandment Keepers Ethiopian
Hebrew Congregation of the Living
God, et al.,

Plaintiffs-Respondents,

M-368

Index No. 106102/07

-against-

31 Mount Morris Park, LLC, et al.,

Defendants,

Julian A. Wormley,

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 November 7, 2011 (mot. seq.
no. 013),

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 June 2013 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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----x

Anette Witsell,
Plaintiff-Appellant,

-and-

Marvin Witsell,
Plaintiff,

M-6010
Index No. 114629/07

-against-

New York Presbyterian Hospital,
Defendant-Respondent.

-----x

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about November 15, 2011 (mot. seq. no. 003),

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 March 18, 2013 for the June 2013 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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X

Bill Bace,
Plaintiff-Appellant,

-against-

M-246
Index No. 116757/02

Tai May Realty, Inc.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for leave to proceed, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about January 25, 2012, for the assignment of counsel, and for other relief,

Now, upon reading and filing the papers with respect to said motion, and due deliberation having been had thereon,

It is ordered that the motion is granted only to the extent enlarging the time to perfect the appeal to on or before March 18, 2013 for the June 2013 Term, and otherwise 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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
David Friedman
Karla Moskowitz
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X

Louis Luciano,
Plaintiff-Appellant,

-against-

M-5997

M-263

Index No. 107473/06

New York Presbyterian Hospital,
et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, entered on or about August 24, 2011,

And defendants-respondents having moved for an order dismissing the aforesaid appeal for failure to timely perfect (M-5997),

And plaintiff-appellant having moved for an enlargement of time to perfect the aforesaid appeal (M-263),

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motion (M-263) is granted to the extent of enlarging the time to perfect the appeal to on or before March 18, 2013 for the June 2013 Term, with no further enlargements to be granted. The motion to dismiss the appeal (M-5997) is granted unless the appeal is perfected for said June 2013 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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
David B. Saxe
Leland G. DeGrasse
Sheila Abdus-Salaam
Paul G. Feinman, Justices.

-----X
Europacific Asset Management Corp.,
Plaintiff-Respondent,

-against-

M-126
Index No. 103192/08

Gregory D. Front,
Defendant-Appellant,

Robson Ferber Frost Chan & Essner,
LLP., et al.,
Defendants.

-----X

Defendant-appellant, pro se, having moved for a stay of proceedings in the above-entitled action pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about January 13, 2012 (mot. seq. no. 002),

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 that the appeal is perfected on or before March 18, 2013 for the June 2013 Term, with no further enlargements to be granted. Upon failure to so perfect, an order vacating the stay may be entered ex parte, provided that respondent serves a copy of this order upon appellants within 10 days after the date of entry hereof.

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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X
Michael H. Smith, as Guardian Ad Litem
for L.H. and B.R.,
Plaintiffs-Appellants,

-against-

SEALED

M-5843

Index No. 115111/99

New York Society for the Deaf, Joel
Ziev and Pearl Johnson,
Defendants-Respondents.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about August 15, 2012 (mot. seq. no. 012),

And defendants-respondents having moved for an order dismissing the aforesaid appeal for failure to timely prosecute,

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 unless the appeal is perfected on or before July 8, 2013 for the September 2013 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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
John W. Sweeny, Jr.
Leland G. DeGrasse
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X

Larry D. Martin,
Plaintiff-Appellant,

M-5852

M-19

-against-

Index No. 100053/08

Daily News L.P. and Errol Louis,
Defendants-Respondents.

-----X

Appeals and a cross appeal having been take from orders of the Supreme Court, New York County, entered on or about February 10, 2012, March 26, 2012 (mot. seq. no. 008) and December 5, 2012 (mot. seq. no. 010), respectively,

And plaintiff-appellant having moved for an order enlarging the time to perfect his appeals taken from the aforesaid orders, and for related relief (M-5852),

And defendants-respondents having cross-moved for an order enlarging the time to perfect their cross appeal taken from the aforesaid order entered on March 26, 2012 (M-19),

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 the appeals and cross appeal, which are sua sponte consolidated, to the September 2013 Term. Appellant is permitted to prosecute the appeals upon 9 copies of one record and one copy of appellant's points covering the aforesaid appeals (M-5852/M-19).

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 February 19, 2013.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X

XL Nightclub NYC, LLC, et al.,
Plaintiff,

-against-

M-272
Index No. 158601/12

XL Dance Bar, LLC, et al.,
Defendants.

-----X

Plaintiff having moved, pursuant to CPLR 5704(a), for an order of this Court granting certain relief denied by a Justice of the Supreme Court, New York County, on or about January 15, 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 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 February 19, 2013.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X

The People of the State of New York,
Respondent,

M-5571

-against-

Ind. No. 7741/01

Robert Williams,
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, entered on or about November 19, 2012, **denying resentence**, for leave to have the appeal heard upon 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 upon 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, with this Court pursuant to Rule 600.11 of the Rules of this Court.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, 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 February 19, 2013.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X

In the Matter of

Yadori Marie F.,

A Dependent Child Under 18 Years of
Age Pursuant to §384-b of the Social
Services Law of the State of New York.

M-5433

Docket No. B24971/10

- - - - -
Edwin Gould Services for Children,
Petitioner-Respondent,

Osvaldo F.,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid
Society, Juvenile Rights Division,
Attorney for the Child.

-----X

Respondent-appellant father having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about July 31, 2012, and for assignment of counsel, a free copy of the transcript, 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 (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Andrew Baer, Esq., 299 Broadway, Suite 1415, New York, NY 10007, Telephone No. (212) 233-0318, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the

proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 February 19, 2013.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X

In the Matter of

Jonathan Kevin M.,

A Dependent Child Under 18 Years of Age
Alleged to be Abused and/or neglected
Under Article 10 of the Family Court Act.

M-5595

Docket No. NA30430/09

- - - - -
Administration for Children's Services,
Petitioner-Respondent,

Anthony K.,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid
Society, Juvenile Rights Division,
Attorney for the Child.

-----X

Respondent-appellant father having moved for leave to prosecute, as a poor person, the appeal from orders of the Family Court, Bronx County, entered on or about May 7, 2012 and September 25, 2012, respectively, and for assignment of counsel, a free copy of the transcript, 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 (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Larry S. Bachner, Esq., 153-01 Jamaica Avenue, Suite #201, Jamaica, NY 11432, Telephone No. (917) 378-0176, as counsel for purposes of prosecuting the

appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 February 19, 2013.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of a Family Offense
Proceeding Under Article 8 of the
Family Court Act.

- - - - -
Tamara A., Docket No. O-10450/12
Petitioner-Respondent,

M-5598

-against-

Anthony Wayne S., Sr.,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid
Society, Juvenile Rights Division,
Attorney for the Child,
Anthony Wayne S., Jr.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, Bronx County, entered on or about October 18, 2012, and for assignment of counsel, a free copy of the transcript, 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 (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Larry S. Bachner, Esq., 153-01 Jamaica Avenue, Suite 201, Jamaica, NY 11432, Telephone No. (917) 378-0176, as counsel for purposes of prosecuting the

appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 February 19, 2013.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of

Alyssa Maureen N.,

A Dependent Child Under 18 Years of
Age Pursuant to §384-b of the Social
Services Law of the State of New York.

M-5698

Docket No. B32871/09

- - - - -
Cardinal McCloskey Community
Services, et al.,
Petitioners-Respondents,

Gladys R.,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid
Society, Juvenile Rights Division,
Attorney for the Child.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, Bronx County, entered on or about November 7, 2012, and for assignment of counsel, a free copy of the transcript, 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
(1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Dora M. Lassinger, Esq., 6 Howland Road, East Rockaway, NY 11518, Telephone No. (516) 887-8987, as

counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:


CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 February 19, 2013.

PRESENT - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of a Proceeding for
Visitation and/or Custody Under
Article 6 of the Family Court Act.

Maura B.,
Petitioner-Appellant, **M-5438**
Docket Nos. V12307-07/11
V15207/11
-against-

Giovanni P.,
Respondent-Respondent.

Ellen Sigal, Esq.,
Attorney for the Child,
Cecilia P.
-----X

Ellen Sigal, Esq., attorney for the subject child, having moved on the child's behalf for leave to respond, as a poor person, to the appeals from orders of the Family Court, New York County, entered on or about February 7, 2012 and on or about July 19, 2012, and for assignment of counsel, a free copy of the transcript, 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, with leave to renew upon submission of an affidavit by a person with knowledge of the facts attesting to the parties' indigence. The appeal is adjourned to the May 2013 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 February 19, 2013.

PRESENT: Hon. David Friedman, Justice Presiding,
Dianne T. Renwick
Sallie Manzanet-Daniels
Nelson S. Román
Darcel D. Clark, Justices.

-----X
The Board of Managers of the Onyx
Chelsea Condominium, etc.,
Plaintiff-Appellant-Respondent,

-against-

M-5919
Index No. 114230/10E

261 West LLC, Evan Haymes,
Matthew Bronfman, Edward Curty,
Kreisler Borg Florman, also known as
Kreisler Borg Florman General
Construction Company, Inc.,
Saparn Realty, Inc.,
Defendants-Respondents-Appellants,

John Doe #1 through John Doe #10,
etc.,
Defendants.

(And third-party actions)

-----X

Plaintiff-appellant-respondent The Board of Managers of the
Onyx Chelsea Condominium having moved for an enlargement of time
in which to perfect the appeal and cross appeals from the orders
of the Supreme Court, New York County, entered on or about
March 7, 2012 (mot. seq. nos. 001, 002, 005, 006),

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 and cross appeals to the
June 2013 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 February 19, 2013.

Present - Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Helen E. Freedman
Nelson S. Román, Justices.

-----x
In the Matter of the Application of
Jian Jua Tan,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-198
of the CPLR, Index No. 112072/11

-against-

New York City Transit Authority,
Respondent-Respondent.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 20, 2012, and said appeal having been perfected,

And petitioner-appellant having moved for leave to file a supplemental record, 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 only to the extent of adjourning the appeal to the April 2013 Term, and otherwise 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 February 19, 2013.

PRESENT: Hon: David Friedman, Justice Presiding,
Rolando T. Acosta
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

Anna Pezhman,
Plaintiff-Respondent,

-against-

M-5579
Index No. 402354/09

Department of Education of City of
New York, et al.,
Defendants-Appellants.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about October 16, 2012 (mot. seq. no. 009),

And plaintiff-respondent having moved for a calendar preference and expedited scheduling of the aforesaid 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 February 19, 2013.

Present: Hon. David B. Saxe, Justice Presiding,
Helen E. Freedman
Nelson S. Román
Judith J. Gische, Justices.

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

-against-

M-5560

M-5773

Ind. No. 3211/10

Souleymane Bah, also known as
Souleyman Bah,
Defendant-Appellant.

-----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 October 7, 2011, for
leave to prosecute the appeal as a poor person, on the original
record and upon a reproduced appellant's brief, and for related
relief (M-5560),

And the People having cross-moved to deny any extension of
time to file a notice of appeal (M-5773),

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 granted only to the extent
of deeming the notice of appeal timely filed.

The motion, to the extent that it seeks poor person relief,
is denied, with leave to renew upon defendant's submission of
a notarized affidavit, pursuant to CPLR 1101(a), setting forth
defendant's indigency, including the amount and sources of his
income and listing his property with its value. (The application
shall include an affidavit of the source[s] of all funds utilized
by defendant.) The cross motion is denied.

ENTER:


CLERK

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-5654
NY Co. Ind. No.
3998/09

-against-

CERTIFICATE
DENYING LEAVE

Felix Tapia,

Defendant.
-----X

I, David B. Saxe, 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 section 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, entered on or about August 20, 2012, is hereby denied.

Dated: Feb. 5, 2013
New York, New York

ENTERED

FEB 19 2013


Justice of the Appellate Division

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-5710
NY Co. Ind. No.
4704/02

-against-

CERTIFICATE
DENYING LEAVE

Juan Mena,

Defendant.
-----X

I, David B. Saxe, 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 section 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 orders of the Supreme Court, New York County, entered on or about November 30, 2007 and June 27, 2012, is hereby denied.

Dated: *Feb. 6, 2013*
New York, New York


Justice of the Appellate Division

ENTERED

FEB 19 2013

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

BEFORE: Hon. Helen E. Freedman
Justice of the Appellate Division

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

M - 4502
Ind. No. 9473/94
2036/84

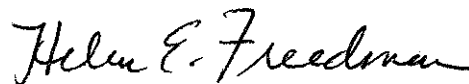
-against-

CERTIFICATE
DENYING LEAVE

ROBERT JOHNSON, also known as Ronald Boyd also
known as Arthur Blake also known as Steven Banks

Defendant.
-----X

I, Helen E. Freedman, 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 the Criminal Procedure Law §§ 450.15 &
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,
entered on or about October 26, 2011 is hereby denied.


Hon. Helen E. Freedman
Associate Justice

Dated: January 18, 2013
New York, New York

ENTERED FEB 19 2013

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-5654
NY Co. Ind. No.
3998/09

-against-

CERTIFICATE
DENYING LEAVE

Felix Tapia,

Defendant.
-----X

I, David B. Saxe, 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 section 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, entered on or about August 20, 2012, is hereby denied.

Dated: Feb. 5, 2013
New York, New York

ENTERED

FEB 19 2013


Justice of the Appellate Division

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-5710
NY Co. Ind. No.
4704/02

-against-

CERTIFICATE
DENYING LEAVE

Juan Mena,

Defendant.
-----X

I, David B. Saxe, 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 section 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 orders of the Supreme Court, New York County, entered on or about November 30, 2007 and June 27, 2012, is hereby denied.

Dated: *Feb. 6, 2013*
New York, New York


Justice of the Appellate Division

ENTERED

FEB 19 2013

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

BEFORE: Hon. Helen E. Freedman
Justice of the Appellate Division

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

M - 4502
Ind. No. 9473/94
2036/84

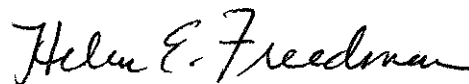
-against-

CERTIFICATE
DENYING LEAVE

ROBERT JOHNSON, also known as Ronald Boyd also
known as Arthur Blake also known as Steven Banks

Defendant.
-----X

I, Helen E. Freedman, 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 the Criminal Procedure Law §§ 450.15 &
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,
entered on or about October 26, 2011 is hereby denied.


Hon. Helen E. Freedman
Associate Justice

Dated: January 18, 2013
New York, New York

ENTERED FEB 19 2013

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

BEFORE: Hon. Rosalyn H. Richter
Justice of the Appellate Division

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

M-5894
Ind. No. 4864-90

-against-

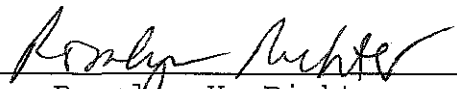
CERTIFICATE
DENYING LEAVE

Daniel Almonte,

Defendant.

-----X

I, Rosalyn H. Richter, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the 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 orders of the Supreme Court, New York County, entered on October 1, 2010 and on March 15, 2011, is hereby denied. The portion of the motion which seeks poor person relief and assignment of counsel is denied as academic.


Hon. Rosalyn H. Richter

Dated: January 25, 2013
New York, New York

ENTERED FEB 19 2013

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

BEFORE: Hon. Rosalyn H. Richter
Justice of the Appellate Division

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

M-5894
Ind. No. 4864-90

-against-

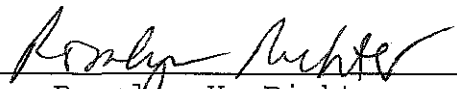
CERTIFICATE
DENYING LEAVE

Daniel Almonte,

Defendant.

-----X

I, Rosalyn H. Richter, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the 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 orders of the Supreme Court, New York County, entered on October 1, 2010 and on March 15, 2011, is hereby denied. The portion of the motion which seeks poor person relief and assignment of counsel is denied as academic.


Hon. Rosalyn H. Richter

Dated: January 25, 2013
New York, New York

ENTERED FEB 19 2013

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

BEFORE: Hon. Paul G. Feinman
Justice of the Appellate Division

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

M-237
Ind. No. 0812/2004

-against-

CERTIFICATE
GRANTING LEAVE

George Medlin,
Defendant-Appellant.

-----X

I, Paul G. Feinman, a Justice of the Appellate Division, First Judicial Department, do hereby certify that in the proceedings herein questions of law or fact are involved which ought to be reviewed by the Appellate Division, First Judicial Department, and, pursuant to Section 460.15 of the Criminal Procedure Law, permission is hereby granted to the above-named defendant to appeal to the Appellate Division, First Judicial Department, from the order of the Supreme Court, Bronx County, entered on or about December 17, 2012.¹

Dated: February 5, 2013
New York, New York



Hon. Paul G. Feinman
Associate Justice

ENTERED FEB 19 2013

NOTICE: Within 15 days from the date hereon, an appeal must be taken, and this certificate must be filed with the notice of appeal. An appeal is taken by filing, in the Clerk's office of the criminal court in which the order sought to be appealed was rendered, a written notice in duplicate that appellant appeals to the Appellate Division, First Judicial Department (Section 460.10, subd. 4, CPL), together with proof that another copy of the notice of appeal has been served upon opposing counsel. The appeal (or consolidated appeals; see footnote) must be argued within 120 days from the date of the notice of appeal, unless the time to perfect the appeal(s) is enlarged by the court or a justice thereof.

¹In the event defendant has an existing (direct) appeal from a judgment, such appeal shall be consolidated with the appeal from the aforesaid order; and any poor person relief granted with respect to the appeal from the judgment shall be extended to cover the appeals so consolidated.

PM ORDERS
ENTERED ON
FEBRUARY 19,
2013

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 February 19, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Helen E. Freedman
Rosalyn H. Richter
Judith J. Gische, Justices.

-----x
Jeffrey Sardis, et al.,
Plaintiffs-Respondents,

-against-

Sofia Frankel, M-417
Defendant-Appellant, M-508
Index No. 115328/10

-and-

Michael Frankel,
Defendant-Appellant.

-----x

Separate appeals having been taken to this Court from the amended order and judgment (one paper) of the Supreme Court, New York County, entered on or about November 9, 2012 (mot. seq. no. 003),

And plaintiffs-respondents having moved for dismissal of the aforesaid appeals for failure to timely prosecute (M-417),

And defendants-appellants having jointly cross-moved for consolidation of the aforesaid appeals, and for an enlargement of time to perfect same (M-508),

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 to dismiss the appeals is granted unless the appeals are perfected for the June 2013 Term, and it is further,

Ordered that the cross-motion is granted to the extent of consolidating the appeals, and appellants are permitted to prosecute same upon 9 copies of one record and one set of appellants' points covering the consolidated appeals. The attention of the parties is directed to 22 NYCRR § 600.11. The time to perfect the consolidated appeals is enlarged to the June 2013 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 February 19, 2013.

Present: Hon. Richard T. Andrias, Justice Presiding,
Dianne T. Renwick
Helen E. Freedman
Judith J. Gische, Justices.

-----X
Peter Casanas and Elizabeth Casanas,

Plaintiffs-Respondents,

-against-

M-275

Index No. 101057/12

The Carlei Group and Richard M.
Casanas,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about December 27, 2012,

And defendants-appellants having moved for a stay of the aforesaid order as required defendants-appellants to respond to a certain request for production of documents, pending hearing and determination of the aforesaid 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 to the extent of staying so much of the order appealed as required defendants-appellants to respond to the subject document request except as to demands numbered 1, 2, 14, 15, 18, 19 and 20, as to which demands defendants must respond; and on condition that defendants perfect their appeal on or before March 18, 2013 for the June 2013 Term. The interim relief granted by a Justice of this Court on January 16, 2013 is vacated to the extent inconsistent herewith.

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 February 19, 2013.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Helen E. Freedman
Rosalyn H. Richter
Judith J. Gische, Justices.

-----X
In the Matter of the Application of
Tina Liu,
Petitioner-Appellant,

For a Judgment Pursuant to Article 75
of the Civil Practice Law and Rules

M-433
Index No. 107545/11

-against-

The New York City Board of Education/
Department of Education,
Respondent-Respondent.

-----X
Petitioner-appellant pro se having moved for an enlargement of time to perfect her appeal from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about February 9, 2012,

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 on or before March 18, 2013 for the June 2013 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 February 19, 2013.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
Rolando T. Acosta
David B. Saxe, Justices.

-----X
Kitty S. Lee and Basil P. Regan,

Plaintiffs-Respondents,

-against-

M-5553

Index No. 111681/09

Ana Development Corp., et al.,

Defendants,

1133 Lexington Avenue Realty
Corp. and Don Filippo Restaurant,

Defendants-Appellants.
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about June 25, 2012, and said appeal having been perfected,

And plaintiffs having moved to strike defendants' notice of appeal as untimely, for sanctions to be imposed upon said defendants, and for plaintiffs to be awarded costs,

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, and the perfected appeal is adjourned to the June 2013 Term.

ENTER:


CLERK