

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against- M-5001  
Ind. No. 3359/11  
Edgar Walker, Case No. 53947C/11  
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, Bronx County, rendered on or about April 26, 2013,

Now, upon reading and filing the stipulation of the parties hereto, dated October 2, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 December 3, 2016

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
Zachary Broat,  
Plaintiff-Appellant,

-against-

M-5169X  
Index No. 156555/13

James R. Guardino,  
Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 3, 2015,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" October 13, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-5424  
Ind. No. 4169/13

Hector Mendoza,  
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about July 31, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated October 13, 2015, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

Rosemarie Torres,

Plaintiff-Appellant,

-against-

M-5439X

Index No. 155578/12

Nine-O-Seven Holding Corp.,

Defendant-Respondent.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about August 5, 2015,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" October 26, 2015, 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 December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

Beverlee Jones,

Plaintiff-Respondent,

-against-

M-5619X

Index No. 301049/12

1620 Westchester Avenue LLC, et al.,

Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about July 1, 2015,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 3, 2015, 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 December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

Watson Overseas Corp.,  
Plaintiff-Appellant,

-against-

M-4737  
Index No. 654315/13

Micol Mion-Gordon, et al.,  
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 24, 2014,

Now, upon reading and filing the stipulation of the parties hereto, dated September 22, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected, is withdrawn in accordance with the aforesaid stipulation.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
The Bank of New York Mellon Trust,  
formerly known as, The Bank of New  
York Trust Company, N.A.,  
Plaintiff-Respondent,

-against-

M-4761  
Index No. 652910/14

Crédit Agricole Corporate and  
Investment Bank, formerly known  
as, Calyon,  
Defendant-Appellant.  
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 10, 2015,

Now, upon reading and filing the stipulation of the parties hereto, dated September 24, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected, is withdrawn in accordance with the aforesaid stipulation.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
URS Corporation and URS Corporation-  
New York,  
Plaintiffs-Appellants,

-against-

Zurich American Insurance Company,  
Steadfast Insurance Company and  
Liberty Surplus Insurance Corporation,  
Defendants,

Hudson Special Insurance Company,  
Defendant-Respondent.

M-4856  
Index No. 653952/12

- - - - -  
Zurich American Insurance Company and  
Steadfast Insurance Company,  
Third-Party Plaintiff,

-against-

American Home Assurance Company,  
American Empire Surplus Lines  
Insurance Company, Liberty Surplus  
Corporation, Scottsdale Insurance  
Company, Arch Specialty Insurance  
Company and Commerce and Industry  
Insurance Company,  
Third-Party Defendants.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 24, 2014,



Now, upon reading and filing the stipulation of the parties hereto, dated September 30, 2015, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected, is withdrawn in accordance with the aforesaid stipulation.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
Monika Bernandez, an Infant by her  
Mother and Natural Guardian, Lesbia  
Bernandez,  
Plaintiff-Respondent,

-against-

M-5029  
Index No. 18928/02

Velagapudi Pediatrics, PLLC,  
Defendant-Appellant,

2328 University Avenue Corp., et al.,  
Defendants.

-----X

Appeals having been taken from orders of the Supreme Court, Bronx County, entered on or about January 25, 2012 and January 29, 2015,

Now, upon reading and filing the stipulation of the parties hereto, dated October 8, 2015, and due deliberation having been had thereon,

It is ordered that the appeals, previously perfected, are withdrawn in accordance with the aforesaid stipulation.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-4154  
Ind. No. 8099/88

Dutvall Guzman,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, Bronx County (Bruce, J.) entered on or about August 5, 2015, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

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

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Bruce as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

Luis H.,  
Petitioner-Respondent,

-against-

Latima P.,  
Respondent-Appellant.

M-4109  
Docket Nos. V-21089/12  
V-21467/12

-----X

Petitioner-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about July 20, 2015, 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, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. (516) 921-8800, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and 8 copies thereof are filed with this Court.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

Lisa W.,  
Petitioner-Respondent,

-against-

M-4117  
Docket Nos. V-00564/13  
V-10469/13

John M.,  
Respondent-Appellant.

Respondent-appellant 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 June 26, 2015, 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 W. 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 therefor<sup>1</sup> **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.** (See M-4124, decided simultaneously herewith.)

ENTER:

  
CLERK

---

<sup>1</sup>Service 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 December 3, 2014.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

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

Lisa W.,  
Petitioner-Respondent,

-against-

M-4124  
Docket Nos. V-00564/13  
V-10469/13

John M.,  
Respondent-Appellant.

-----X

Deborah Nadler, court attorney for the subject child Tiffany M., having moved on the child's behalf for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about June 26, 2015, 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, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. 516-921-8800, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner-appellant and 8 copies thereof are filed with this Court. (See M-4117, decided simultaneously 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 December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
In the Matter of

Raymond M.,

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

M-5019  
Docket No. NN-20513/12

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

Marissa M.,  
Respondent-Appellant.

- - - - -  
Thomas R. Villecco, Esq.,  
Attorney for the Child.

-----X

Jess Rao, Esq., of the Legal Aid Society, attorney for the  
child Raymond M., having moved on the child's behalf to be relieved  
as counsel and for assignment of counsel to respond, as a poor person,  
to the appeal from the order of the Family Court, New York County,  
entered on or about January 14, 2015, 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, Thomas R. Villecco, Esq., 366 North Broadway, Suite  
410, Jericho, NY 11753, Telephone No. 516-942-4221, as counsel for  
purposes of responding to the appeal; (2) permitting movant to respond  
to the appeal upon a reproduced respondent's brief, on condition that  
one copy of such brief be served upon the attorney for respondent-  
appellant and 8 copies thereof are filed with this Court. (See M-5020  
and M-5021, decided simultaneously 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 December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
In the Matter of

Rakeem M.,

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

M-5020

Docket No. NN-20514/12

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

Marissa M.,  
Respondent-Appellant.

- - - - -  
Carol M. Kahn, Esq.,  
Attorney for the Child.

-----X

Jess Rao, Esq., of the Legal Aid Society, attorney for the  
child Raymond M., having moved on the child's behalf to be relieved  
as counsel and for assignment of counsel to respond, as a poor person,  
to the appeal from the order of the Family Court, New York County,  
entered on or about January 14, 2015, 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, Carol L. Kahn, Esq., 225 Broadway, Suite 1510,  
New York, NY 10007 Telephone No. 212-227-0206, as counsel for purposes  
of responding to the appeal; (2) permitting movant to respond to the  
appeal upon a reproduced respondent's brief, on condition that one  
copy of such brief be served upon the attorney for respondent-  
appellant and 8 copies thereof are filed with this Court. (See M-5019  
and M-5021, decided simultaneously 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 December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X  
In the Matter of

Bles M.,

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

M-5021

Docket No. NN-20514/12

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

Marissa M.,  
Respondent-Appellant.

- - - - -  
Randall Carmel, Esq.,  
Attorney for the Child.

-----X

Jess Rao, Esq., of the Legal Aid Society, attorney for the child Raymond M., having moved on the child's behalf to be relieved as counsel to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about January 14, 2015, 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, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. 516-921-8800, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and 8 copies thereof are filed with this Court. (See M-5019 and M-5020, decided simultaneously 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 December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

- - - - -  
Michael B.,  
Petitioner-Appellant-Respondent,

-against-

M-5089  
Docket Nos. V-11107/10  
V-16234/10

Lillian B.,  
Respondent-Appellant-Respondent.

- - - - -  
George E. Reed, Jr., Esq.,  
Attorney for the Child.

-----X

William O'Hearn, Esq., court attorney for the subject child, having moved on the child's behalf for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about August 31, 2015, 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, George E. Reed, Jr., Esq., 222 Mamaroneck Ave., White Plains, NY 10605, Telephone No. 914-946-5000, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner-appellant and 8 copies thereof are filed with this Court.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5224**

DC #44

-against-

Ind. No. 2332/12

Ricky Kornegay,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about January 3, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5226**

DC #45

-against-

Ind. No. 2524/12

Venard D. Lawhorn, also known as  
Venard Lawhorn,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about March 11, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5230**

DC #49

-against-

Ind. No. 3606/11

Jose Macaiba,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 20, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5233**

DC #52

-against-

Case No. 50369C/10

Mitchell Martinez,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about February 16, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5234**

DC #53

-against-

Ind. No. 4618/10

Tanyelle Martinez,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about July 10, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5235**

DC #54

-against-

Ind. No. 5465/11

June McEnroy Miller,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about December 20, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5236**

DC #55

-against-

Ind. No. 895N/09

Edward McLaughlin, also known as  
Cookie Love,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about January 7, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5237**

DC #56

-against-

Ind. No. 4964/11

Devontae McCullin,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about January 22, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5239**

DC #57

-against-

Ind. No. 4004/10

Abraham Monroy,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about October 17, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5243**

DC #61

-against-

Ind. No. 1950/12

Rosalba Ortiz,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about March 27, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5244**

DC #62

-against-

Ind. No. 1870/11

Lance N. Owens,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about January 25, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5245**

DC #63

-against-

Ind. No. 7526/01

Freddie Perez,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of **resentence** of the Supreme Court, New York County, rendered on or about April 25, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5248**

DC #66

-against-

Ind. No. 5769/10

Manahan Reyes,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about March 23, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5249**

DC #67

-against-

Ind. No. 3943/04

Alfie Richardson,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the order of the Supreme Court, New York County, rendered on or about December 20, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5250**

DC #68

-against-

Ind. No. 6353/09

Felipe Rivera Cruz,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about January 4, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5252**

DC #70

-against-

Ind. No. 1114/10

Manuel Rodriguez,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about April 26, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5254**

DC #74

-against-

Ind. No. 3331/12

Tiffany J. Solomon,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 19, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5256**

DC #73

-against-

Ind. No. 6055/10

Roque Silvagnoli,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 20, 2012,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5258**

DC #74

-against-

Ind. No. 3331/12

Tiffany J. Solomon,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 18, 2012

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5266**

DC #79

-against-

Ind. No. 1989/12

Shatima A. Turner,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about January 24, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5268**

DC #81

-against-

Ind. No. 3803/12

Octavio Vargas,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about February 20, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5270**

DC #83

-against-

Ind. No. 1768/05

Francisco Velasquez,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the order of the Supreme Court, New York County (A. Kirke Bartley, J.), entered on or about January 3, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5271**

DC #84

-against-

Ind. No. 4674/12

Charles Welcome,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about February 21, 2013,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

**M-5272**

DC #85

-against-

Ind. No. 2815/10

Gilbert Welsh,  
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the order of the Supreme Court, New York County (Larry Stephens, J.), rendered on or about May 10, 2013

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on October 22, 2015, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the March 2016 Term of this Court and counsel is directed to so perfect.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Sallie Manzanet-Daniels, Justices.

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

-against-

M-5103  
Ind. No. 3610/13

Manuel Uraga,

Defendant.

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about April 16, 2014,

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

It is ordered that the motion is denied. (CPL 460.30 subd. 1.)

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Sallie Manzanet-Daniels, Justices.

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

-against-

M-5066  
Ind. No. 3794/07

Michael Cordero,

Defendant.

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about April 28, 2010,

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

It is ordered that the motion is denied.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Angela M. Mazzarelli  
Rolando T. Acosta  
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

M-2984  
Ind. No. 4389/09

Raymond Medina,

Defendant-Appellant.

-----X

Defendant-appellant having moved for reargument of the decision and order of this Court entered on June 4, 2015 (Appeal No. 15337),

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

It is ordered that the motion is denied.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
Karla Moskowitz, Justices.

-----X

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

**M-1982**

DC #78

- - - - -  
Damon Vincent B.-D.,  
Petitioner-Respondent,

Docket No. V-12621/08  
V-12621-08/09

-against-

Dianna Antoinette P.,  
Respondent-Appellant.

-----X

Respondent-appellant mother having taken an appeal from the order of the Family Court, Bronx County, (Docket No. V-12621/08) entered on or about May 11, 2009,

And respondent-appellant mother also having taken an appeal from the orders of said Family Court (Docket No. V-12621-08/09A), entered on or about October 23, 2009 and November 13, 2009, respectively,

And an order of this Court having been entered on September 15, 2009 (M-3149), granting respondent-appellant mother poor person relief and assigning John Marafino, Esq., as counsel to prosecute the appeal (Docket No. V-12621/08),

And an order of this Court having been entered on January 12, 2010 (M-5416) consolidating the aforesaid appeals and amending the order of assignment of this Court entered on September 15, 2009 (M-3149), to cover all of respondent-appellant mother's appeals,

And said appeals not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 17, 2012, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeals,

Now, upon the Court's own motion, it is

Ordered that court assigned appellate counsel John F. Marafino is hereby relieved as counsel for respondent-appellant mother and pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Randall Carnel, Esq., 53 Jackson Avenue, Syosset, New York 11791, Telephone No. (516) 921-8800, is substituted as counsel for purposes of prosecuting the aforesaid appeals. The poor person relief previously granted is continued, and the time to perfect the appeals is enlarged to the April 2016 Term of this Court and counsel is directed to so perfect.

And, it is further

Ordered that the application by assigned counsel for the subject child Zion B.-D. for dismissal of the appeals is denied with leave to renew, if so advised, with proof of service upon the aforesaid newly assigned counsel for respondent-appellant mother.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. Peter Tom, Justice Presiding,  
David Friedman  
David B. Saxe  
Judith J. Gische, Justices.

-----x

Centech LLC,  
Plaintiff-Respondent,

-against-

M-5456

Index No. 107802/09

Yippie Holdings, LLC, et al.,  
Defendants,

9 Bleecker LLC,  
Defendant-Appellant.

-----x

An appeal having been taken from a Judgment of Foreclosure of Sale of Supreme Court, New York County, entered on or about August 27, 2015, and said appeal having been perfected,

And plaintiff-respondent having moved for dismissal 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, without prejudice to presentation of arguments 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 December 3, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Dianne T. Renwick  
Richard T. Andrias  
Karla Moskowitz  
Sallie Manzanet-Daniels, Justices.

-----X

Mark Zeff,

Plaintiff-Respondent,

-against-

M-4694  
Index No. 301345/11

Julie Ben-Levi Zeff,

Defendant-Appellant.

-----X

Defendant-appellant having moved for a stay of all proceedings pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about July 2, 2015,

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

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
David B. Saxe  
Sallie Manzanet-Daniels, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-4868  
Ind. No. 3044/09

Marvel Jones,  
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on October 10, 2013 (Appeal No. 10739), unanimously affirming a judgment of the Supreme Court, New York County (Renee White, J.), rendered on March 30, 2011,

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

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

It is ordered that said application is denied.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Karla Moskowitz  
Rosalyn H. Richter  
Sallie Manzanet-Daniels, Justices.

-----X  
Kenneth C. Dash, Jr., as Administrator  
of the Estate of Fern Humphrey, also  
known as Fern Gayle Humphrey,  
Plaintiff-Appellant,

-against-

M-5158  
Index No. 300170/10

Our Lady of Mercy Medical Center, etc.,  
Defendant,

Rumana Sabur, M.D.,  
Defendant-Respondent.

-----X  
Defendant-respondent having moved to dismiss the appeal from the order of the Supreme Court, Bronx County, entered on or about September 5, 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 and the appeal is dismissed.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Karla Moskowitz  
Rosalyn H. Richter  
Sallie Manzanet-Daniels, Justices.

-----X  
Mark Albertsen and Kari Albertsen,

Plaintiffs-Appellants,

-against-

M-5370  
Index No. 401054/12

The City of New York, et al.,

Defendants-Respondents.

-----X

Defendants-respondents having moved to dismiss the appeal from the order of the Supreme Court, New York County, entered on or about October 22, 2014 (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 and the appeal is dismissed.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Karla Moskowitz  
Rosalyn H. Richter  
Sallie Manzanet-Daniels, Justices.

-----X  
Daniel Lebron,

Plaintiff-Appellant,

-against-

M-5397  
Index No. 307666/09

Rachel Herman, et al.,

Defendants-Respondents.

-----X

Defendants-respondents having moved to dismiss the appeal from the order of the Supreme Court, Bronx County, entered on or about September 16, 2014,

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

It is ordered that the motion is granted and the appeal is dismissed.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Karla Moskowitz  
Rosalyn H. Richter, Justices.

-----X  
Marcus Sykes,

Plaintiff-Appellant,

-against-

M-5570  
Index No. 159428/14

The City of New York, et al.,

Defendants-Respondents.

-----X

Appeals having been taken to this Court from the judgment of the Supreme Court, New York County, entered on or about March 17, 2015 (mot. seq. no. 002), and from an order of said Court entered on or about August 7, 2015 (mot. seq. no. 003), and said appeals having been perfected,

And defendants-respondents having moved to dismiss plaintiff's appeal from an order entered on or about August 7, 2015, and to direct plaintiff to file a revised record and brief, and for the adjournment of the perfected appeals, 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 perfected appeals to the February 2016 Term, and the motion is otherwise denied, without prejudice to defendants-respondents addressing the issue directly on appeal.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Barbara R. Kapnick, Justices.

-----X  
In the Matter of the Application of

The State of New York,  
Petitioner-Appellant,

-against-

Richard L.,  
Respondent-Respondent.

**SEALED**

M-5391

M-5623

Index No. 30157/14

-----  
For Civil Management Pursuant to Mental Hygiene Law Article 10.

-----X  
Petitioner-appellant having moved for an enlargement of time to perfect the appeal taken from the order of the Supreme Court, New York County, entered on or about January 15, 2015 (M-5391),

And respondent-respondent having cross-moved to dismiss the appeal (M-5623),

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

It is ordered that the cross motion is granted to the extent of dismissing the appeal unless it is perfected for the March 2016 Term (M-5623). Upon failure to so perfect, an order dismissing the appeal may be entered ex parte, provided that respondent-respondent serves a copy of this order upon appellant within 10 days from the date of entry hereof. The motion for an enlargement of time to perfect the appeal is granted accordingly (M-5391).

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Karla Moskowitz  
Rosalyn H. Richter, Justices.

-----x

Kevin Pludeman, et al.,

Plaintiffs-Appellants,

-against-

M-5881

Index No. 101059/04

North Leasing Systems, Inc., et al.,

Defendants-Respondents.

-----x

Plaintiffs-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 January 7, 2015 (mot. seq. no. 039),

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the April 2016 Term.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
David B. Saxe  
Rosalyn H. Richter, Justices.

-----X

In Re: New York City Asbestos Litigation

-----X

Annatolia Assenzio, as Administratrix  
of the Estate of Santo Assenzio, and  
Annatolia Assenzio, Individually,  
Plaintiff-Appellant-Respondent,

-against-

**M-4749**

Index No. 190008/12

A.O. Smith Water Products Co., et al.,  
Defendants,

-and-

Cleaver-Brooks, Inc. and and Burnham LLC,  
Individually and as Successor to Burnham  
Corporation,  
Defendants-Respondents-Appellants.

-----X

In Re: New York City Asbestos Litigation

-----X

Kristine Brunck, as Executrix for the  
Estate of Robert Brunck,  
Plaintiff-Appellant-Respondent,

-against-

**M-4750**

Index No. 190026/12

A.O. Smith Water Products Co., et al.,  
Defendants,

-and-

Cleaver-Brooks, Inc. and Burnham LLC,  
Individually and as Successor to  
Burnham Corporation,  
Defendants-Respondents-Appellants.

-----X

-----X  
In Re: New York City Asbestos Litigation  
-----X  
Paul Levy and Roslyn Levy,  
Plaintiffs-Appellants-Respondents,

-against-

**M-4746**

Index No. 190200/12

A.O. Smith Water Products Co., et al.,  
Defendants,

-and-

Cleaver-Brooks, Inc. and and Burnham LLC,  
Individually and as Successor to Burnham  
Corporation,  
Defendants-Respondents-Appellants.

-----X  
In Re: New York City Asbestos Litigation  
-----X  
Cesar O. Serna,  
Plaintiff-Appellant-Respondent,

-against-

**M-4722**

Index No. 190183/12

A.O. Smith Water Products Co., et al.,  
Defendants,

-and-

Burnham LLC, Individually and as Successor  
to Burnham Corporation and Cleaver-Brooks,  
Inc.,  
Defendants-Respondents-Appellants.

-----X

-----X  
In Re: New York City Asbestos Litigation  
-----X

Judith A. Winans, as Administratrix for the  
Estate of Raymond C. Vincent and Judith A.  
Winans, as Administratrix for the Estate of  
Ruth Vincent,

Plaintiffs-Appellants-Respondents,

-against-

**M-4747**

Index No. 190184/12

A.O. Smith Water Products Co., et al.,  
Defendants,

-and-

Cleaver-Brooks, Inc. and Burnham LLC,  
Individually and as Successor to  
Burnham Corporation,  
Defendants-Respondents-Appellants.

-----X

Appeals and cross appeals having been taken from orders  
of the Supreme Court, New York County, all entered on or about  
February 9, 2015,

And the respective plaintiffs-appellants having moved by  
separate motions for an order consolidating the aforesaid appeals  
and cross appeals,

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  
consolidating the aforesaid appeals, and permitting plaintiffs-  
appellants to prosecute said appeals upon 9 copies of one joint  
record and of one set of appellants' points covering the  
consolidated appeals.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Barbara R. Kapnick, Justices.

-----X

SBC 2010-1, LLC,  
Plaintiff-Appellant-Respondent,

-against-

**M-5610**

AL-Flamingo Realty LLC,  
Defendant-Respondent-Appellant,

Index No. 380330/11

-and-

New York State Department of Taxation  
and Finance, and New York City  
Environmental Control Board,  
Defendants.

-----X

An appeal and cross appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about June 2, 2014, and said appeal and cross appeal having been perfected,

And an appeal and cross appeal having been taken by the same parties from an order of the Supreme Court, Bronx County, entered on or about September 22, 2015,

And plaintiff-appellant-respondent having moved for consolidation of the aforesaid appeals and cross appeals, and for leave to parties to file a supplemental record briefs pertaining to their appeal and cross appeal taken from the September 22, 2015 order,

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 adjourning the perfected appeal and cross appeal to the March 2016 Term, and the parties are directed to submit their supplemental record and briefs for the appeal and cross appeal taken from the order entered on or about September 22, 2015 expeditiously for said March 2016 Term.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Sallie Manzanet-Daniels  
Judith J. Gische, Justices.

-----X

North Hill Funding of New York, LLC,  
Plaintiff-Respondent,

-against-

M-5000

Index Nos. 602997/09  
603397/09

Maiden & Madison Holdings, LLC, et al.,  
Defendants-Appellants.

-----

(And another action)

-----X

Defendants-appellants having moved for reargument of, or in the alternative, leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on September 8, 2015 (Appeal No. 15386),

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

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Barbara R. Kapnick, Justices.

-----x  
New Hampshire Insurance Company, et al.,  
Plaintiffs/Counterclaim Defendants-  
Respondents,

-against-

M-5465  
Index No. 651320/10

Fresh Direct Holdings, Inc.,  
Defendant/Counterclaim Appellant.  
-----x

An appeal having been taken to this Court from consolidated orders of the Supreme Court, New York County, entered on or about August 5, 2015 (mot. seq. nos. 005, 006), and said appeal having been perfected,

And defendant/counterclaim appellant having moved for a stay of trial herein 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.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme  
Court held in and for the First Judicial Department  
in the County of New York on December 3, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Dianne T. Renwick  
Richard T. Andrias  
Karla Moskowitz, Justices.

-----X

In the Matter of the Application for  
the Guardianship and Custody of

Christian Keanu R.,

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

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

Angel Luis R.,  
Respondent-Appellant.

M-4385  
Docket No. B-1595/13

- - - - -  
Seymour W. James, Jr., Esq., The Legal  
Aid Society, Juvenile Rights Division,  
Attorney for the Child.

-----X

Petitioners-respondents having moved for dismissal of the  
appeal taken from the order of the Family Court, Bronx County,  
entered on or about March 13, 2015,

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

It is ordered that the motion is granted and the appeal is  
dismissed.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme  
Court held in and for the First Judicial Department  
in the County of New York on December 3, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York  
ex rel. Lenique Amezquita,  
Petitioner-Appellant,

-against-

M-4201  
Ind. No. 2870/14  
Index Nos. 10074/15  
10077/15

Warden, et al.,  
Respondents-Respondents.

-----X

Petitioner-appellant 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 June 5, 2015,  
which dismissed a habeas corpus proceeding, for leave to have  
the appeal heard on the original record and upon a reproduced  
appellant's brief, and for assignment of counsel,

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

It is ordered that the motion is denied with leave to renew  
upon the papers including a copy of the order of the Supreme  
Court denying writ of habeas corpus under Index Nos. 10774/15  
and 10077/15, and without prejudice to an appeal from a judgment  
of conviction under Ind. No. 2870/14.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X  
145 East 16<sup>th</sup> Street LLC,  
Petitioner-Landlord-Respondent,

-against-

M-4322  
Index No. 570121/12

Lynore Spencer, also known as  
Lenore Spencer,  
Respondent-Tenant-Appellant,

Dana Spencer, David Gerstenhaber,  
"John Doe," and "Jane Doe,"  
Respondents-Undertenants-  
Appellants.

-----X

Respondent-tenant-appellant having moved for leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County, on or about March 20, 2015,

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

It is ordered that the motion is denied.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-4191  
Ind. No. 3350/13

Tarrel Flow, also known as  
Tarell F. Flow,  
Defendant-Appellant.

-----X

A corrected order of this Court having been entered on July 7, 2015 (M-2850) 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 April 13, 2015, and assigning Richard M. Greenberg, 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 Richard M. Greenberg, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Robert S. Dean, Esq., Center For Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. (212)577-2523, 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 December 3, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,  
David B. Saxe  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X  
James Brady,  
Plaintiff-Appellant,

-against-

M-5374  
Index No. 157779/13

450 West 31<sup>st</sup> Street Owner's Corp.,  
et al.,  
Defendants-Respondents.

-----X  
James Brady,  
Plaintiff-Appellant,

-against-

Index No. 654226/13

Jeffrey Katz, individually and as  
CEO and principal owner of Sherwood  
Equities, Inc., et al.,  
Defendants-Respondents.

-----X

Appeals having been taken from the order of the Supreme Court, New York County, entered on or about July 15, 2014,

And an order of this Court entered on October 1, 2015 (M-3494/M-3543) dismissing the aforesaid appeals,

And plaintiff-appellant having moved for reargument of, or in the alternative, leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on October 1, 2015 (M-3494/M-3543),

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 in its entirety.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----x  
IP International Products, Inc.,  
Plaintiff-Appellant,

-against-

M-5679  
Index No. 652369/15

275 Canal Street Associates,  
Defendant-Respondent.  
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about August 5, 2015,

And an order of this Court having been entered on October 1, 2015 (M-4014), inter alia, continuing an interim stay granted by order of a Justice of this Court dated August 12, 2015 under the conditions set forth therein, and upon further condition plaintiff satisfy DOB violations pertaining to its own use of the subject premises, and on condition plaintiff perfect the appeal for the February 2016 Term,

And plaintiff-appellant having moved for an enlargement of time to perfect the appeal, and for continuation of the stay as indicated above,

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, the time to perfect the appeal is enlarged to the May 2016 Term, and the stays granted in the October 1, 2015 order (M-4014) are continued.

ENTER:

  
CLERK



At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Rolando T. Acosta  
Dianne T. Renwick  
Richard T. Andrias, Justices.

-----x  
204 Columbia Heights, LLC,

Plaintiff-Appellant-Respondent,

-against-

M-5571  
Index No. 161520/13

Anthony Manheim,

Defendant-Respondent-Appellant.  
-----x

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about November 6, 2014, and the latter appeal having been perfected,

And defendant-respondent-appellant having moved for leave to enlarge the record on appeal and allow the parties to serve supplemental briefs,

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 adjourning the perfected appeal to the September 2016 Term, 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 December 3, 2015.

PRESENT: Hon. David B. Saxe, Justice Presiding,  
Rosalyn H. Richter  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X  
Rajagopala S. Raghavendra,  
also known as Randy S. Raghavendra,  
Founder, National Association  
Against Discrimination and Harassment,

Plaintiff-Appellant,

-against-

M-4453  
Index No. 100389/13

Lee C. Bollinger, etc., 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,  
New York County, entered on or about December 1, 2014 (mot. seq.  
no. 003), or for a stay of the aforesaid order, and other relief,

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

It is ordered that the motion is denied and the appeal is  
dismissed.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Karla Moskowitz, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-4126  
Ind. No. 954/14

Trenton Demunn,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about December 9, 2014,

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

It is ordered that the motion is granted to the extent of deeming the notice of appeal timely filed.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Karla Moskowitz, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman, Justices.

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

-against- M-4128  
Ind. No. 1782/12  
Marissa Harris, Case No. 29521C/12  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about September 16, 2014, for leave to prosecute the appeal as a poor person, upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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

It is ordered that the motion is granted only to the extent of deeming the notice of appeal timely filed.

The motion, insofar as 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 facts sufficient to establish that defendant has no funds or assets with which to prosecute the appeal, including the amount and sources of his income and listing his property with its value.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 3, 2015.

PRESENT - Hon. Karla Moskowitz, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman, Justices.

-----X  
Tina Iyalla,

Plaintiff,

-against-

M-5409  
Index No. 118070/05

St. Luke's-Roosevelt Hospital Center,

Defendant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about May 2, 2013,

And an order of this Court entered on September 15, 2015 (M-3559), dismissing the aforesaid appeal,

And plaintiff having moved for reinstatement of the appeal or, in the alternative, leave to appeal to the Court of Appeals from the aforesaid order of this Court, entered on September 15, 2015 (M-3559),

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

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

BEFORE: Hon. Peter Tom  
Justice of the Appellate Division

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

M-4488  
Ind. No. 862/10

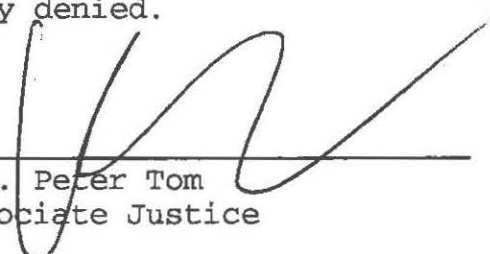
-against-

Kehinde Jobi,

CERTIFICATE  
DENYING LEAVE

Defendant.  
-----X

I, Peter Tom, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about November 25, 2014 is hereby denied.

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

Dated: November 9, 2015  
New York, New York

**ENTERED**

DEC 03 2015

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

BEFORE: Hon. Angela M. Mazzarelli,  
Justice of the Appellate Division

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

M-3967  
Ind. No. 2733/09

-against-

CERTIFICATE  
DENYING LEAVE

Kennedy Howe,

Defendant.

-----X  
I, Angela M. Mazzarelli, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County (Ruth Pickholz, J.), entered on or about July 17, 2015, is hereby denied.

  
Justice

Dated: New York, New York  
, 2015

ENTERED

DEC 03 2015

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

BEFORE: Hon. Angela M. Mazzarelli  
Justice of the Appellate Division

-----X  
In the Matter of the Application of  
RESTAURANT ACTION ALLIANCE, NYC, et al.,

Petitioners,

M-5455

NY County Index No.  
100734/2015

-against-


THE CITY OF NEW YORK, et al.,

Respondents.  
-----X

Respondents, having moved for leave to appeal to this Court from the order of the Supreme Court, New York County, entered on or about September 21, 2015,

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.

  
\_\_\_\_\_  
Angela M. Mazzarelli, Associate Justice

Dated: New York, New York  
, 2015

**ENTERED**

DEC 03 2015



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

BEFORE: Hon. Rolando T. Acosta  
Justice of the Appellate Division

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

M - 4626  
Ind. No. 5707/03

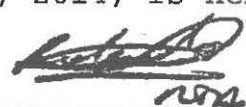
-against-

CERTIFICATE  
DENYING LEAVE

Elmer Ortiz,

Defendant.  
-----X

I, Rolando T. Acosta, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about July 31, 2014, is hereby denied.

  
\_\_\_\_\_  
Hon. Rolando T. Acosta  
Associate Justice

Dated: October 30, 2015  
New York, New York

ENTERED: DEC 09 2015

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

BEFORE: Hon. Rolando T. Acosta  
Justice of the Appellate Division

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

M - 4298  
Ind. No. 4211/08

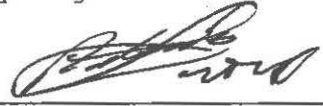
-against-

CERTIFICATE  
DENYING LEAVE

Daniel Santana  
a/k/a Danny Acosta,

Defendant.  
-----X

I, Rolando T. Acosta, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from orders of the Supreme Court, New York County, entered on or about March 5, 2014, is hereby denied. Defendant's remaining arguments are hereby rejected as moot.

  
\_\_\_\_\_  
Hon. Rolando T. Acosta  
Associate Justice

Dated: November 9, 2015  
New York, New York

ENTERED: DEC 08 2015

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

BEFORE: Hon. Richard T. Andrias  
Justice of the Appellate Division

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

Respondent,

-against-

Carlos Carromero,

Defendant-Appellant.  
-----X

M-5531

Ind. No. 4283/85

CERTIFICATE  
GRANTING LEAVE

I, Richard T. Andrias, 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 (Steven L. Barrett, J.), entered on or about September 3, 2015, denying his motion pursuant to CPL 440.10.

Dated: New York, New York  
November 16, 2015

**ENTERED**

DEC 03 2015

Justice of the Appellate Division

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.

<sup>1</sup>In 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.

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

BEFORE: Hon. Sallie Manzanet-Daniels  
Associate Justice of the Appellate Division

-----X  
Anna Lvovsky,  
Plaintiff,

-against-

M-4288  
Index No. 300055/14

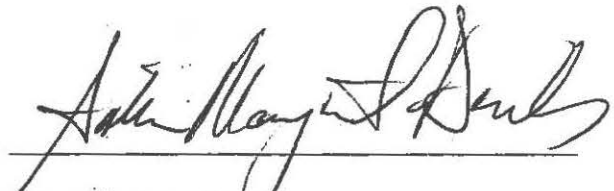
Gennady Lvovsky,  
Defendant.

-----X

Defendant having moved for leave to appeal to this Court  
from the order of the Supreme Court, New York County, entered on  
or about August 13, 2015,

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 for leave to appeal is denied  
as moot.

  
Associate Justice

Dated: November 23, 2015  
New York, New York

Entered: **DEC 03 2015**

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

BEFORE: Hon. Sallie Manzanet-Daniels  
Justice of the Appellate Division

-----X

The People of the State of New York,

M-5275  
Ind. No. 1644/91

-against-

CERTIFICATE  
DENYING LEAVE

Manuel Lugo,

Defendant.

-----X

I, Sallie Manzanet-Daniels, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about August 10, 2015, is hereby denied.

  
Associate Justice

Dated: November 23, 2015  
New York, New York

ENTERED: **DEC 03 2015**

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

BEFORE: Hon. Sallie Manzanet-Daniels  
Justice of the Appellate Division

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

M-5380  
Ind. No. 662/04

-against-

CERTIFICATE  
DENYING LEAVE

Von Wynn,

Defendant.  
-----X

I, Sallie Manzanet-Daniels, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about August 14, 2015, is hereby denied.

  
Associate Justice

Dated: November 23, 2015  
New York, New York

ENTERED: DEC 03 2015