

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 January 15, 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

Navaeh P. and Zariyah P.,

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

- - - - -

New York City Children's Services,
 Petitioner-Respondent,

M-5768
Docket Nos. NN-30252-3/13

Saquan P.,
 Respondent-Appellant,

Amanda B.,
 Respondent-Appellant.

- - - - -

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

-----X

Respondent-appellant Amanda B. having moved for leave to prosecute, as a poor person, the appeal from orders of the Family Court, New York County, entered on or about June 30, 2014 and October 15, 2014, respectively, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Neal D. Futerfas, Esq., 50 Main Street, Suite 1000, White Plains, NY 10606, Telephone No. 914-552-6076, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City

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

ENTER:



CLERK

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

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 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 and/or Visitation Pursuant
To Article 6 of the Family Court Act.

Miguel Angel N.,
Petitioner-Appellant,

-against-

Tanya A.,
Respondent-Respondent,

The Children's Laws Center
on behalf of Je'Lynn M.,
Appellant.

M-5832
Docket Nos. V-4494-12/12A
V-4494-12/12B
V-4494-12/12C
V-4494-12/13D

-----X
Respondent-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, Bronx County, entered on or about May 19, 2014, 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, Karen D. Steinberg, Esq., 31 East 32nd Street, Suite 3000, New York, New York 10016, Telephone No. 347-346-4847, 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 January 15, 2015.

PRESENT - Hon: Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Edward A. Amley, Jr.,
Plaintiff-Respondent,

-against-

M-6088
Index No. 307907/13

Xixi Yin Amley,
Defendant-Appellant.

-----X

An appeal having been taken from the orders of the Supreme Court, New York County, entered on or about October 20, 2014, October 24, 2014 and December 1, 2014, respectively,

And defendant-appellant, pro se, having moved for, inter alia, an order granting leave to prosecute the appeals as a poor person, a stay of the orders dated October 20, 2014 and October 24, 2014, and related relief,

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

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Ana Iris Salazar, et al.,
Plaintiffs-Respondents,

-against-

M-5954
Index No. 303745/14

Rafael Pantoja and Citimortgage, Inc.,
successor by merger to ABN Amro Mortgage
Group, Inc.,
Defendants-Appellants.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about October 28, 2014,

And defendant-appellant Rafael Pantoja, pro se, having moved for leave to enlarge the record on appeal with the record on appeal of a prior related appeal ABN Amro Mortgage Group, Inc. v. Pantoja (91 AD3d 440 [1st Dept. 2012]) (Appeal No. 6334), 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 taking judicial notice of the record on the aforesaid prior related appeal (Appeal No. 6334) and otherwise denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X

Tonya Lapsley-Cockett, et al.,
Plaintiffs-Respondents,

-against-

M-5990
Index No. 451341/13

Metropolitan Transit Authority,
Defendant,

New York City Transit Authority,
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about September 29, 2014, and said appeal having been perfected,

And plaintiffs-respondents having moved for an order vacating the defendant-appellant's CPLR 5519 (a)(1) stay in order to allow a certain framed issue hearing to proceed, adjourning the perfected appeal pending conclusion of the aforesaid framed issue hearing, and for other relief,

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

It is ordered that the motion is granted to the extent of vacating the automatic stay, to allow the framed issue hearing to proceed, adjourning the appeal to the April 2015 Term and otherwise denied, without prejudice to a motion for a further adjournment, is so advised.

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 January 15, 2015.

Present - Hon. Luis A. Gonzalez,	Presiding Justice,
David B. Saxe	
Leland G. DeGrasse	
Rosalyn H. Richter	
Darcel D. Clark,	Justices.

-----X

Claudia Llanos,
Plaintiff-Appellant,

-against-

M-4470
Index No. 103813/13

The City of New York, 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 November 25, 2013 (mot. seq. no. 003),

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
 David B. Saxe
 Leland G. DeGrasse
 Rosalyn H. Richter
 Darcel D. Clark, Justices.

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

-against-

M-4494
Ind. No. 4281/11

Larry McLean,
 Defendant-Appellant.

-----x

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

And an order of this Court having been entered on May 14, 2013 (M-1327), inter alia, assigning Richard M. Greenberg, Esq. as counsel for defendant-appellant,

And an order of this Court having been entered on February 4, 2014 (M-5930), inter alia, relieving Richard M. Greenberg, Esq., as appellant's counsel and substituting Robert S. Dean, Esq., as counsel to prosecute the aforesaid appeal,

And defendant-appellant, pro se, having moved for an order relieving Robert S. Dean, Esq., as counsel to prosecute the appeal, substituting other counsel, or for other relief,

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

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

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

-----x
Rachel H. Peterman,

Plaintiff-Appellant,

-against-

M-4409
Index No. 150244/12

New York College of Traditional Chinese
Medicine, etc., et al.,

Defendants-Respondents.
-----x

Plaintiff-appellant having moved for an enlargement of time to perfect the consolidated appeals from orders of the Supreme Court, New York County, entered on or about March 8, 2013 and July 25, 2013, respectively,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the consolidated appeals to the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. Peter Tom,	Justice Presiding,
John W. Sweeny, Jr.	
Dianne T. Renwick	
Richard T. Andrias	
Darcel D. Clark,	Justices.

-----X

The People of the State of New York,
Respondent,

-against-

SEALED

M-4546

Ind. No. 6281/10

Stephen J.,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about February 9, 2012, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of deeming the moving papers as a timely filed notice of appeal and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10006, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----x
U.S. Bank National Association, etc.,
Plaintiff-Appellant-Respondent,

-against-

M-4956
Index No. 652344/12

DLJ Mortgage Capital, Inc.,
Defendant-Respondent-Appellant.

[And other actions]

-----x

Plaintiff-appellant-respondent having moved for an enlargement of time to perfect the appeal and cross appeal taken from the order of the Supreme Court, New York County, entered on or about January 3, 2014,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal and cross appeal to the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the first Judicial Department in the County of New York on January 15, 2015.

Present - Hon. Peter Tom, Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-3927
Ind. No. 3679/94

Seref Karanisolglu,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about March 11, 2011, **denying resentence**, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, and for related relief,

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

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

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. Angela M. Mazzarelli,	Justice Presiding,
John W. Sweeny, Jr.	
Leland G. DeGrasse	
Judith J. Gische,	Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-4724

Ind. No. 1903N/11

Robert Whitfield,

Defendant-Appellant.

-----X

Defendant having renewed the motion for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about September 17, 2013, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Sallie Manzanet-Daniels, Justices.

-----X

Yoseph Yahudaii,
Plaintiff-Appellant-Respondent,

-against-

M-6078

Index No. 103449/08

Nourallah Baroukhian, etc., et al.,
Defendants-Respondents-Appellants.

-----X

An appeal and a cross appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 5, 2012, and the direct appeal having been perfected,

And defendant-respondent, pro se, having moved for an enlargement of time to perfect the cross appeal to the September 2015 Term or later, pending completion of a certain reconstruction hearing,

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 seeking a further enlargement in the event the aforesaid reconstruction hearing does not proceed as currently scheduled.

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 January 15, 2015.

PRESENT - Hon: Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X
Juan Gonzalez, as Administrator of the
Estate of Nancy Barbosa and Juan
Gonzalez, Individually,
Plaintiffs-Appellants,

-against-

231 Ocean Associates, et al.,
Defendants-Respondents.

M-5981
M-6233
Index No. 23580/04

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about June 14, 2013,

And an order of this Court having been entered June 26, 2014 (M-2662/2893), enlarging the time in which to perfect the appeal to the November 2014 Term, and dismissing the appeal unless perfected for said Term,

And defendants-respondents having moved for an order dismissing the appeal, or in the alternative compelling plaintiffs to file a proper record and extending defendants' time to serve their respondent's brief (M-5981),

And plaintiffs-appellants having cross-moved for leave to supplement the record and other relief (M-6233),

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

It is ordered that the motion is granted only to the extent of adjourning the perfected appeal to the May 2015 Term and directing plaintiffs to supplement the record as stated below, and otherwise denied (M-5981),

The cross motion is granted to the extent of granting plaintiffs leave to enlarge the record on appeal and directing plaintiffs to file 9 copies of a supplemental record containing all of the 2011 motion papers related to defendants' 2011 motion for summary judgment and plaintiffs cross-motion for, inter alia, preclusion, severance and sanctions, on or before February 23, 2014, with the cost thereof to be determined on the appeal (M-6233).

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 January 15, 2015.

PRESENT : Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X
Rensop Holdings, LLC formerly known as
Rensop Investments, LLC,
Plaintiff-Respondent,

-against-

M-6024
Index No. 652275/13

Penn Payment Solutions, LLC, Madison
Merchant Services, Inc., Victor
Schnitzer and Esther Schnitzer,
Defendants-Appellants.

-----X
Defendants-appellants having moved for consolidation of the appeals taken from the orders of the Supreme Court, New York County, entered on or about February 4, 2014 and April 3, 2014 (mot. seq. no. 002), respectively,

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

It is ordered that the motion is granted to the extent of permitting appellant to prosecute the appeals upon 9 copies of one record and of one set of appellant's points covering the appeals and enlarging the time in which to perfect the consolidated appeal to the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme
Court held in and for the First Judicial Department
in the County of New York on January 15, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X
In the Matter of

Barbara Morris,
Petitioner-Respondent,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-6087
Index No. 100845/13

New York City Department of Health
and Mental Hygiene,
Respondent-Appellant.

-----X

Respondent-appellant having moved for an enlargement of time
to perfect the appeal from the order and judgment (one paper)
of the Supreme Court, New York County, entered on or about
October 15, 2013,

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

It is ordered that the motion is granted to the extent of
enlarging the time to perfect the appeal to the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X

BGC Capital Markets, L.P.,
Plaintiff-Appellant,

-against-

Tullett Prebon Americas Corp.,
Defendant-Respondent.

-----X

SEALED

M-6202

Index No. 651954/10

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about November 22, 2013 and from the judgment of the aforesaid Court entered on or about December 4, 2013,

And defendant-respondent having moved for leave to file a supplemental record on appeal,

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

It is ordered that the motion is granted, and defendant is directed to forthwith file 9 copies of the proposed supplemental record attached to the affirmation of Harry S. Davis, Esq., submitted in support of the motion.

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 January 15, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of the Application of
Fred Harris,
Petitioner,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-4605
Index No. 401861/13

New York City Police Department,
et al.,
Respondents.

-----X

A purported appeal having been taken to this Court from the judgment of the Supreme Court, New York County, entered on or about July 15, 2014,

And petitioner having moved for leave to prosecute the purported appeal as a poor person, and for leave to have the purported appeal heard on the original record and upon a reproduced appellant's brief, for the assignment of appellate counsel, and for other relief,

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

It is ordered that said motion is denied, with leave to renew upon submission of a valid timely notice of appeal. The motion, to the extent it seeks the assignment of appellate counsel, 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 January 15, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Leland G. DeGrasse
Sallie Manzanet-Daniels, Justices.

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

Respondent,

-against-

M-4598
Ind. No. 312/13

Kyle Harleston,

Defendant-Appellant.

-----X

Defendant-appellant having moved for leave to file a pro se supplemental brief in connection with the appeal from a judgment of the Supreme Court, New York County, rendered on or about March 5, 2014, and for related relief,

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

It is ordered that the motion is denied as premature, the appeal not having been perfected.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Leland G. DeGrasse
Sallie Manzanet-Daniels, Justices.

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

-against-

M-4686
Ind. No. 4511/13

Roger Rabsatt,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about November 14, 2013, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of deeming the moving papers a timely filed notice of appeal and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

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

-----X

In the Matter of the Application of
Victoria Wofford,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-4144
Index No. 100284/14

New York State Department of Corrections
and Community Supervision,
Respondent-Respondent.

-----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, entered on or about June 13, 2014, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that said motion is denied, with leave to renew upon submission of a detailed notarized affidavit, pursuant to CPLR 1101, setting forth the terms of petitioner's retainer agreement with trial counsel, Thomas Puccio, Esq., the amount and sources of funds for trial counsel's fee, the sources of funds used to pay petitioner's current residence, and an explanation as to why similar funds are not available to prosecute this appeal (The application shall include an affidavit of the source[s] of all funds utilized by petitioner.)

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 January 15, 2015.

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

-----X

The People of the State of New York,
Respondent,

-against-

M-4332
Ind. No. 3558/12

David Walker,
Defendant-Appellant.

-----X

An order of this Court having been entered on November 14, 2013 (M-5061), granting defendant leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about August 20, 2013, and assigning Steven Banks, Esq., as counsel to prosecute the appeal; and a motion having been made to relieve such counsel, and for related relief,

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

It is ordered that the motion is granted to the extent of striking the designation of successor assigned counsel Seymour W. James, Jr., 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 10006, 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 January 15, 2015.

Present - Hon. David Friedman,	Justice Presiding,
Rolando T. Acosta	
David B. Saxe	
Judith J. Gische	
Barbara R. Kapnick,	Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4064
Ind. No. 4744/12

Rezo Tsiklauri,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about July 23, 2013, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of deeming the moving papers a timely filed notice of appeal and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10006, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. David Friedman,	Justice Presiding,
Karla Moskowitz	
Paul G. Feinman	
Judith J. Gische	
Barbara R. Kapnick,	Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4482

Ind. No. 442/13

Case No. 3450C/13

Isam Henry,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, Bronx County, rendered on or about March 14, 2014, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of deeming the notice of appeal as timely filed and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Sallie Manzanet-Daniels, Justices.

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

Respondent,

-against-

M-4278
Ind. No. 2472/12

Vincent Medina,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about July 16, 2013, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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

It is ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

Present - Hon. John W. Sweeny, Jr.,	Justice Presiding,
Dianne T. Renwick	
Richard T. Andrias	
Karla Moskowitz	
Sallie Manzanet-Daniels,	Justices.

-----X

In the Matter of the Application of
Enid Rodriguez,
Petitioner-Appellant,

For an Order and Judgment Pursuant to
Article 78 of the CPLR,

M-4267
Index No. 103037/12

-against-

Board of Education of the City School
District of the City of New York,
et al.,
Respondents-Respondents.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about April 23, 2013,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme
Court held in and for the First Judicial Department
in the County of New York on January 15, 2015.

PRESENT: Hon. Leland G. DeGrasse, Justice Presiding,
Rosalyn H. Richter
Sallie Manzanet-Daniels
David Friedman
Judith J. Gische, Justices.

-----X
Jacoby & Meyers, LLP, et al.,
Plaintiffs-Respondents,

-against-

M-6223
Index No. 403550/10

Michael Flomenhaft, Flomenhaft &
Cannata, LLP and The Flomenhaft Law
Firm, PLLC,
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of
time to perfect the appeal from the order of the Supreme Court,
New York County, entered on or about March 14, 2014 (mot. seq.
no. 006),

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

It is ordered that the motion is granted to the extent of
enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme
Court held in and for the First Judicial Department
in the County of New York on January 15, 2015.

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

-----X

In the Matter of

Dorlis B., Dorian B., and
Darah B.,

Children Under Eighteen Years of Age
Pursuant Alleged to be Abused and
Neglected Under Article 10 of the
Family Court Act.

- - - - -
Commissioner of the Administration
For Children's Services, City of
New York,
Petitioner-Respondent,

M-6296
Docket Nos.
N-13998-14000/11

Dorge B.,
Respondent-Appellant,

Julissa B.,
Respondent.

-----X

Respondent-appellant having moved for an enlargement of
time to perfect the appeal from the order of the Family Court,
Bronx County, entered on or about February 5, 2013,

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

It is ordered that the motion is granted to the extent of
enlarging the time to perfect the appeal to the May 2015 Term,
with no further enlargements to be 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 January 15, 2015.

PRESENT - Hon: Leland G. DeGrasse, Justice Presiding,
Rosalyn H. Richter
Sallie Manzanet-Daniels
Paul G. Feinman
Judith J. Gische, Justices.

-----X
J.P. Morgan Securities Inc.,
Plaintiff-Respondent,

-against-

M-6303
Index No. 600244/10

Corinthian Capital Group, LLC and
Corinthian Equity Partners, L.P.,
Defendants-Appellants.

(And another action)
-----X

An appeal having been taken from judgment of the Supreme Court, New York County, entered on or about June 9, 2014,

And plaintiff-respondent having moved for an order correcting the record on appeal by striking certain documents from the record and ordering defendants to file a supplemental record on appeal,

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

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme
Court held in and for the First Judicial Department
in the County of New York on January 15, 2015.

PRESENT: Hon. Leland G. DeGrasse, Justice Presiding,
Rosalyn H. Richter
Sallie Manzanet-Daniels
Paul G. Feinman
Judith J. Gische, Justices.

-----X
Victoria Burhans and Chloë Rivera,
Plaintiffs-Appellants,

-against-

M-6369
Index No. 155232/13

The Assembly of the State of New York,
Respondent-Respondent.
-----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 March 11, 2014,

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

It is ordered that the motion is granted to the extent of
enlarging the time to perfect the appeal to the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 15, 2015.

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

-----X

Drug Policy Alliance,
Petitioner-Respondent,

-against-

M-6232
Index No. 103827/12

New York City Tax Commission and
New York City Department of Finance,
Respondents-Appellants.

-----X

An appeal having been taken from the order and judgment (one) paper of the Supreme Court, New York County, entered on or about December 30, 2013, and said appeal having been perfected,

And petitioner-respondent Drug Policy Alliance having moved for an order (1) granting it leave to file a sur-reply brief or, in the alternative, striking the reply brief of the municipal respondents, and (2) taking judicial notice of the recent Court of Appeals decisions of *Merry-Go-Round Playhouse, Inc. v Assessor of the City of Auburn*, 2014 NY Slip Op 07928[2014] and *Maetreum of Cybele, Magna Mater, Inc. v McCoy*, 2014 NY Slip Op 07929 [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 taking judicial notice of the aforementioned cases; the petitioner respondent is directed to file 9 copies of the aforesaid decisions forthwith, and the motion is otherwise denied, without prejudice to petitioner-respondent raising the issue at oral argument.

ENTER:


CLERK

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-4661
Ind. No. 10419/98


-against-

CERTIFICATE
DENYING LEAVE

Nikko Vaughn,

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 (Juan M. Merchan, J.), entered on or about June 11, 2014, is hereby denied.


Justice

Dated: New York, New York
January 12, 2015

Entered: January 15, 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-5235
Ind. No. 4087/03

-against-

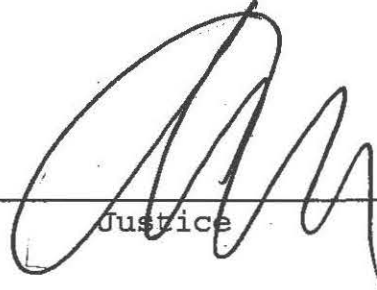
CERTIFICATE
DENYING LEAVE

Nelson Cruz,

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 (Bruce Allen, J.), entered on or about August 21, 2014, is hereby denied.



Justice

Dated: New York, New York
January 12 , 2015

Entered: January 15, 2015

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

BEFORE: Hon. John W. Sweeny, Jr.
Justice of the Appellate Division

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

M-6064
Ind. No. 1452/12

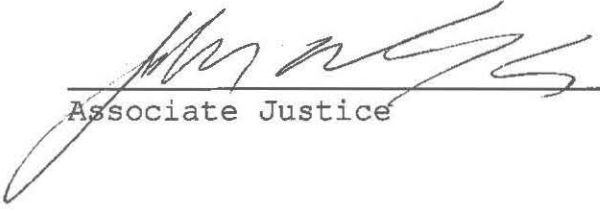
-against-

CERTIFICATE
DENYING LEAVE

Luis Irizarry,

Defendant.
-----X

I, John W. Sweeny, Jr., 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, dated on or about November 14, 2014 (Bonnie G.
Wittner, J.) is hereby denied.


Associate Justice

Dated: January 6, 2015
New York, New York

ENTERED: January 15, 2015

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

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

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

M-4471
NY Co. Ind. No.
2581/95

-against-

Darryl Whitley,

CERTIFICATE
DENYING LEAVE

Defendant.

-----X

I, David B. Saxe, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law section 460.15, and upon defendant's further correspondence of June 2, 2014, deemed an application to seek reconsideration of this Court's order entered May 20, 2014 denying the foregoing application for a certificate pursuant to Criminal Procedure Law section 460.15, and upon the record and proceedings herein, and there being no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, reconsideration of the order denying permission to appeal from the order of the Supreme Court, New York County, entered on or about October 25, 2013, is hereby denied. Defendant's request for poor person relief is dismissed.

Dated: January 12, 2015
New York, New York

Entered: January 15, 2015


Justice of the Appellate Division

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

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

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

M-4984
NY Co. Ind. No.
4868/09

-against-

Luis Natal,

Defendant.

CERTIFICATE
DENYING LEAVE

-----X
I, David B. Saxe, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law section 460.15, and upon ~~defendant's further correspondence of August 8, 2014, deemed an~~ application to seek clarification of this Court's order entered July 17, 2014 denying the foregoing application for a certificate pursuant to Criminal Procedure Law section 460.15, and upon the record and proceedings herein, and there being no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, clarification of the order denying permission to appeal from the order of the Supreme Court, New York County, entered on or about December 10, 2013, is hereby denied. Defendant's request for poor person relief is dismissed.

Dated: January 12, 2015

New York, New York

Entered: January 15, 2015



Justice of the Appellate Division

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

BEFORE: Hon. Karla Moskowitz
Justice of the Appellate Division

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

Respondent,

-against-

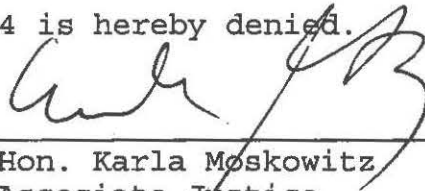
Moises Martinez,

Defendant-Appellant.
-----X

M-5334
Ind. No. 2342/13

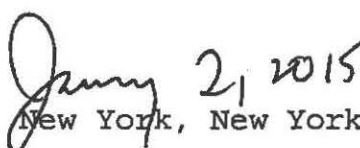
CERTIFICATE
DENYING LEAVE

I, Karla Moskowitz, 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, §§ 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 February 7, 2014 is hereby denied.



Hon. Karla Moskowitz
Associate Justice

Dated:


New York, New York

ENTERED: January 15, 2015

P.M ORDERS
FOR
JANUARY 15,
2015

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 January 15, 2015.

Present - Hon. Leland G. DeGrasse, Justice Presiding,
Rosalyn H. Richter
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----x
W. Robert Curtis,
Plaintiff-Appellant,

-against-

M-5831
Index No. 104558/11

David Bouley, et al.,
Defendants-Respondents.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 30, 2013 (mot. seq. no. 007), and said appeal having been perfected,

And plaintiff-appellant having moved for leave to file a supplemental record on appeal containing, inter alia, plaintiff's proposed amended complaint and exhibits thereto and to adjourn the aforesaid appeal,

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

It is ordered that the motion is granted to the extent of directing plaintiff-appellant to file 9 copies of the supplemental record containing the proposed amended complaint and exhibits thereto submitted with the instant motion within 10 days after the date of entry hereof. Defendants-respondents are granted leave to file a sur-reply brief, if so advised, and the appeal is adjourned to the April 2015 Term.

ENTER:


CLERK