

**DAY CALENDAR**  
**Wednesday, January 11, 2017 - 10:00 AM**  
**COURTROOM 2**

67.0  
TP 16-01039

**ABDUL ALI KARIM-RASHID**  
**V**  
**ANTHONY ANNUCCI**

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court for the Fourth Judicial Department by order of the Supreme Court, Wyoming County [Michael M. Mohun, A.J.], entered June 20, 2016) to review a determination of respondent. The determination found after a Tier II hearing that petitioner violated various inmate rules.

LEAH R. NOWOTARSKI for ABDUL ALI KARIM-RASHID

Submitted

ERIC T. SCHNEIDERMAN for ANTHONY ANNUCCI

Submitted

68.0  
KA 14-01599

**PEOPLE**  
**V**  
**DEREK A. STORMS**

Appeal from a judgment of the Steuben County Court (Joseph W. Latham, J.), rendered September 4, 2013. The judgment convicted defendant, upon his plea of guilty, of attempted robbery in the second degree

MARY P. DAVISON for DEREK A. STORMS

Submitted

JOHN C. TUNNEY for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

69.0  
KA 16-01106

**PEOPLE**  
**V**  
**DIJON BROWN**

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered July 2, 2014. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree and unlawful possession of marihuana.

JEREMY D. SCHWARTZ for DIJON BROWN

10 minutes

ASHLEY R. LOWRY for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

70.0  
KA 14-01695

**PEOPLE**  
**V**  
**SEAN M. VICKERS**

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered September 11, 2014. The judgment convicted defendant, upon a jury verdict, of sodomy in the first degree.

BENJAMIN L. NELSON for SEAN M. VICKERS

20 minutes

SHIRLEY A. GORMAN for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

71.0  
KA 14-01696

**PEOPLE**  
**V**  
**SEAN M. VICKERS**

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered September 11, 2014. The judgment convicted defendant, upon a jury verdict, of sodomy in the first degree, criminal sexual act in the first degree (two counts) and sexual abuse in the first degree.

BENJAMIN L. NELSON for SEAN M. VICKERS

Submitted

WILLIAM G. ZICKL for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

72.0  
KA 15-00995

PEOPLE  
V  
MARK D. ABBOTT

Appeal from a judgment of the Erie County Court (Thomas P. Franczyk, J.), rendered September 15, 2014. The judgment convicted defendant, upon his plea of guilty, of driving while intoxicated, as a class E felony.

TIMOTHY P. MURPHY for MARK D. ABBOTT

Submitted

DANIEL J. PUNCH for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

73.0  
KA 14-01340

PEOPLE  
V  
LEON C. BLOOM, JR.

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered July 21, 2014. The judgment convicted defendant, after a nonjury trial, of burglary in the second degree and criminal obstruction of breathing or blood circulation.

ALAN WILLIAMS for LEON C. BLOOM, JR.

10 minutes

SHIRLEY A.GORMAN for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

74.0  
KA 14-00793

PEOPLE  
V  
JOHN R. SIMMONS

Appeal from a judgment of the Supreme Court, Erie County (M. William Boller, A.J.), rendered jun3 18, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the second degree.

BARBARA J. DAVIES for JOHN R. SIMMONS

10 minutes

NICHOLAS T. TEXIDO for THE PEOPLE OF THE STATE OF NEW YORK

5 minutes

75.0  
KA 14-00845

PEOPLE  
V  
WILLIAM HIBBARD

Appeal from a judgment of the Erie County Court (Michael L. D'Amico, J.), rendered March 20, 2014. The judgment convicted defendant, upon his plea of guilty, of attempted burglary in the third degree

DAVID J. PAJAK for WILLIAM HIBBARD

Submitted

ASHLEY R. LOWRY for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

76.0  
KA 15-00040

PEOPLE  
V  
DASHAWN A. BUTLER

Appeal from a judgment of the Genesee County Court (Robert C. Noonan, J.), rendered December 22, 2014. The judgment convicted defendant, upon a jury verdict, of criminal use of a firearm in the second degree, criminal possession of a weapon in the second degree and attempted assault in the first degree.

CAITLIN M. CONNELLY for DASHAWN A. BUTLER 10 minutes

SHIRLEY A. GORMAN for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

77.0  
CAF 15-01210

**SANDRA L. COUGHLIN**  
V  
**KELLY J. COUGHLIN**

Appeal from an order of the Family Court, Erie County (Lisa Bloch Rodwin, J.), entered July 2, 2015 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition with prejudice.

BERNADETTE HOPPE for SANDRA L. COUGHLIN Submitted

DEBORAH J. SCINTA for KELLY J. COUGHLIN 5 minutes

DAVID E. BLACKLEY, ATTORNEY FOR CHILD Submitted

78.0  
CAF 15-01211

**SANDRA L. COUGHLIN**  
V  
**KELLY J. COUGHLIN**

Appeal from an order of the Family Court, Erie County (Lisa Bloch Rodwin, J.), entered July 2, 2015 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition with prejudice.

BERNADETTE HOPPE for SANDRA L. COUGHLIN Submitted

DEBORAH J. SCINTA for KELLY J. COUGHLIN Submitted

DAVID E. BLACKLEY, ATTORNEY FOR CHILD Submitted

79.0  
CAF 15-01212

**SANDRA L. COUGHLIN**  
V  
**KELLY J. COUGHLIN**

Appeal from an order of the Family Court, Erie County (Lisa Bloch Rodwin, J.), entered July 2, 2015 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition with prejudice.

BERNADETTE HOPPE for SANDRA L. COUGHLIN Submitted

DEBORAH J. SCINTA for KELLY J. COUGHLIN Submitted

DAVID E. BLACKLEY, ATTORNEY FOR CHILD Submitted

80.0  
CAF 15-01417

**In the Matter of**  
**SKYE N.**

Appeal from an order of the Family Court, Erie County (Sharon M. LoVallo, J.), entered August 11, 2015 in a proceeding pursuant to Family Court Act article 6. The order, among other things, transferred guardianship and custody of the subject children to petitioner.

DAVID J. PAJAK for CARL N. Submitted

KATE NOWADLY for ERIE COUNTY DEPARTMENT OF SOCIAL SERVS. Submitted

CHARLES D. HALVORSEN, ATTORNEY FOR CHILD Submitted

81.0  
CAF 15-00152

DESIRAE C. HEINSLER  
V  
ROSEMARIE SERO

Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered January 8, 2015 in a proceeding pursuant to Family Court Act article 6. The order, among other things, adjudged that Rosemary Sero shall continue to have sole custody of the subject children.

KELIANN M. ARGY for DESIRAE C. HEINSLER 5 minutes

BRIAN P. DEGNAN for ROSEMARIE SERO 5 minutes

JACQUELINE M. GRASSO, ATTORNEY FOR CHILD 5 minutes

82.0  
CA 16-00832

MICHAEL P. CICCIO  
V  
FRED S. DUROLEK

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered March 7, 2016. The order granted the motion of defendants for leave to serve and file a late notice of demand for a jury trial.

ERIC B. GROSSMAN for MICHAEL P. CICCIO 10 minutes

ROBERT E. GALLAGHER, JR., for FRED S. DUROLEK 10 minutes

83.0  
CA 16-00571

NANCY J. BRADY  
V  
TIMOTHY J. CONTANGELO

Appeal from an order of the Supreme Court, Niagara County (Mark A. Montour, J.), entered December 29, 2015. The order denied the motion of defendant to dismiss the complaint and for summary judgment.

JENNIFER J. PHILLIPS for TIMOTHY J. CONTANGELO 10 minutes

RONALD J. WRIGHT for NANCY J. BRADY 10 minutes

85.0  
CA 16-00947

DONALD J. TERWILLIGER  
V  
BEAZER EAST, INC.

Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered March 8, 2016. The order, among other things, denied the motion of defendant Honeywell International, Inc., as successor in interest to the Wilputte Coke Oven Division of Allied Chemical Corporation, for summary judgment.

A. VINCENT BUZARD for HONEYWELL INTERNATIONAL, INC. 20 minutes

DENNIS P. HARLOW for DONALD J. TERWILLIGER 20 minutes

86.0  
CA 16-00809

LARRY E. BROWN  
V  
BG THRUWAY, LLC

SETTLED

Appeal from an order of the Supreme Court, Erie County (Tracy A. Bannister, J.), entered February 9, 2016. The order, among other things, denied in part the motion of defendants BG Thruway LLC., and DDR Corp. for summary judgment dismissing plaintiff's complaint.

PETER STEWART MARLETTE for BG THRUWAY, LLC

JAMES E. BROWN for DDR CORP.

87.0  
CA 16-00831

MICHAEL P. CICCIO  
V  
FRED S. DUROLEK

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered March 16, 2016. The order, insofar as appealed from, denied the motion of plaintiff for summary judgment on the issues of serious injury and economic loss.

ERIC B. GROSSMAN for MICHAEL P. CICCIO

10 minutes

ROBERT E. GALLAGHER, JR., for FRED S. DUROLEK

10 minutes

88.0  
CA 16-00414

RICHARD WILLIAMSON  
V  
ANNE HODSON

Appeal from a judgment of the Supreme Court, Erie County (John M. Curran, J.), entered December 14, 2015. The judgment, among other things, dismissed plaintiff's complaint on the merits.

RICHARD P. VALENTINE for RICHARD WILLIAMSON

15 minutes

DAVID MICHAEL STILLWELL for ANNE HODSON

15 minutes

89.0  
CA 16-00985

JOSEPH T. GRABAR  
V  
NICHOLS, LONG & MOORE CONSTRUCTION

Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered January 20, 2016. The order, insofar as appealed from, denied in part the cross motion of defendant for summary judgment.

TYSON R. PRINCE for NICHOLS, LONG & MOORE CONSTRUCTION

10 minutes

ALAN D. VOOS for JOSEPH T. GRABAR

10 minutes