

**DAY CALENDAR**  
**Thursday, January 19, 2017 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

174.0  
KA 15-01886

**PEOPLE**  
**V**  
**VERNON J. DIXON**

Appeal from a judgment of the Cayuga County Court (Thomas G. Leone, J.), rendered June 12, 2015. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a weapon in the third degree (two counts), menacing in the second degree and attempted menacing a police officer.

CHARLES A. MARANGOLA for VERNON J. DIXON Submitted

BRIAN THOMAS LEEDS for THE PEOPLE OF THE STATE OF NEW YORK Submitted

175.0  
KA 14-02192

**PEOPLE**  
**V**  
**TERRY L. HOLMES**

Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered September 22, 2014. The judgment convicted defendant, upon his plea of guilty, of attempted criminal possession of a controlled substance in the third degree.

CAITLIN M. CONNELLY for TERRY L. HOLMES Submitted

KATHERINE K. BOGAN for THE PEOPLE OF THE STATE OF NEW YORK Submitted

176.0  
KA 13-00677

**PEOPLE**  
**V**  
**MOSES MADDEN, III**

Appeal from a judgment of the Supreme Court, Monroe County (Gail A. Donofrio, J.), rendered January 23, 2013. The judgment convicted defendant, upon his plea of guilty, of reckless endangerment in the first degree and aggravated criminal contempt.

KATHLEEN P. REARDON for MOSES MADDEN, III 10 minutes

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

177.0  
KA 11-01538

**PEOPLE**  
**V**  
**RICHARD MCGUIRE**

Appeal from a judgment of the Monroe County Court (Frank P. Geraci, Jr., J.), rendered June 8, 2011. The judgment convicted defendant, upon a jury verdict, of criminal possession of a weapon in the second degree and criminal possession of a weapon in the third degree.

KATHLEEN P. REARDON for RICHARD MCGUIRE 10 minutes

SCOTT MYLES for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

178.0  
KA 14-00196

**PEOPLE**  
**V**  
**ROSS SANFORD, JR.**

Appeal from a judgment of the Onondaga County Court (Joseph E. Fahey, J.), rendered January 17, 2014. The judgment convicted defendant, upon a jury verdict, of burglary in the second degree.

KRISTEN MCDERMOTT for ROSS SANFORD, JR.

15 minutes

VICTORIA M. WHITE for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

179.0  
KA 13-01621

PEOPLE  
V  
JOHN FRIELLO

Appeal from a judgment of the Monroe County Court (Douglas A. Randall, J.), rendered April 30, 2013. The judgment convicted defendant, upon a jury verdict, of driving while intoxicated, a class E felony, and aggravated unlicensed operation of a motor vehicle in the first degree.

GUY A. TALIA for JOHN FRIELLO

Submitted

LEAH R. MERVINE for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

180.0  
KA 15-00159

PEOPLE  
V  
PERNELL PARKER

Appeal from a judgment of the Erie County Court (Kenneth F. Case, J.), rendered January 20, 2015. The judgment convicted defendant, upon a jury verdict, of criminal possession of a controlled substance in the fifth degree and tampering with physical evidence.

BARBARA J. DAVIES for PERNELL PARKER

10 minutes

DAVID A. HERATY for THE PEOPLE OF THE STATE OF NEW YORK

5 minutes

181.0  
KA 16-00783

PEOPLE  
V  
LYLE SOMERS

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered October 15, 2015. The judgment convicted defendant, upon his plea of guilty, of unlawful surveillance in the second degree.

J. SCOTT PORTER for LYLE SOMERS

10 minutes

JAMES P. MAXWELL for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

182.0  
KA 14-01214

PEOPLE  
V  
TERRANCE FOREST

Appeal from a judgment of the Onondaga County Court (Thomas J. Miller, J.), rendered February 5, 2014. The judgment convicted defendant, upon his plea of guilty, of robbery in the second degree.

SARA A. GOLDFARB for TERRANCE FOREST

10 minutes

JAMES P. MAXWELL for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

183.0  
KA 13-00381

PEOPLE  
V  
ERIC B. JONES

Appeal from a judgment of the Monroe County Court (Vincent M. DiNolfo, J.), rendered August 30, 2012. The judgment convicted defendant, upon a jury verdict, of course of sexual conduct against a child in the second degree (two counts) and sexual abuse in the second degree.

GARY MULDOON for ERIC B. JONES 10 minutes

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

184.0  
CA 16-00323

LUAM K. ABRAHA  
V  
CHRISTINE M. ADAMS, M.D.

Appeals and cross appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered June 10, 2015. The order, among other things, adjudged, that the bulk of the records subpoenaed to the court from Haven House for an in camera review, were not subject to disclosure.

ELIZABETH G. ADYMY for ERIE COUNTY MEDICAL CENTER CORPORAT 10 minutes

MICHAEL J. WILLETT for CHRISTINE M. ADAMS, M.D. 10 minutes

CAREY C. BEYER for LUAM K. ABRAHA 10 minutes

185.0  
CA 16-01257

ALFRED G. GILBERT  
V  
PLANNING BOARD OF TOWN OF IRONDEQUOIT

Appeal from an order of the Supreme Court, Monroe County (William K. Taylor, J.), entered May 6, 2016 in a proceeding pursuant to CPLR article 78. The order granted respondent's motion to dismiss the petition.

WARREN B. ROSENBAUM for ALFRED G. GILBERT 15 minutes

MEGHAN K. MCGUIRE for PLANNING BD. OF TOWN OF IRONDEQUOIT 15 minutes

186.0  
CA 16-00761

PETER M. HENDRICKSON  
V  
KRISTINA L. HENDRICKSON

Appeal from an order of the Supreme Court, Allegany County (Terrence M. Parker, A.J.), entered July 16, 2015. The order, among other things, awarded the parties joint custody of the subject child with primary placement to plaintiff.

MICHAELA K. R. AZEMI for KRISTINA L. HENDRICKSON 10 minutes

TIMOTHY JOHN ROSELL for PETER M. HENDRICKSON 10 minutes

CAROLYN KELLOGG JONAS, ATTORNEY FOR CHILD 10 minutes

187.0  
CA 16-00776

JEROL K. MELNICK, SR.  
V  
RONALD E. CHASE

Appeal from an order of the Supreme Court, Chautauqua County (Paul B. Wojtaszek, J.), entered January 22, 2016. The order denied plaintiff's motion to set aside the jury verdict and for a new trial on the issues of damages.

ETHAN W. COLLINS for JEROL K. MELNICK, SR. 15 minutes

KEITH N. BOND for RONALD E. CHASE 15 minutes

188.0  
CA 16-00859

**JAMES PIRRITANO**  
V  
**NEW YORK STATE THRUWAY AUTHORITY**

**SETTLED**

Appeal and cross appeal from an order of the Court of Claims (Michael E. Hudson, J.), entered June 11, 2015. The order, among other things, denied claimant's motion for partial summary judgment and denied in part defendants' motion for summary judgment.

DANIEL J. CHIACCHIA for JAMES PIRRITANO

WILLIAM K. KENNEDY for NEW YORK STATE THRUWAY AUTHORITY

189.0  
CA 16-01267

**TERESA G. SMITH**  
V  
**UNITED REFINING COMPANY OF PENNSYLVANIA**

Appeal from an order of the Supreme Court, Monroe County (J. Scott Odorisi, J.), entered July 17, 2015. The order denied in part defendants' motion for summary judgment.

MICHAEL J. WILLETT for UNITED REFINING CO. OF PENNSYLVANIA

10 minutes

ELLEN B. STURM for TERESA G. SMITH

10 minutes

190.0  
TP 16-00820

**SHANNON SCHEUNEMAN**  
V  
**NEW YORK STATE DIVISION OF HUMAN RIGHTS**

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by an order of the Supreme Court, Erie County [Fredrick J. Marshall, J.], dated May 9, 2016) to review a determination of respondent Department of Human Rights. The determination dismissed petitioner's complaint against the Town of Tonawanda.

LINDY KORN for SHANNON SCHEUNEMAN

15 minutes

KRISTIN K. WHEATON for TOWN OF TONAWANDA

15 minutes

CAROLINE J. DOWNEY for NYS DIVISION OF HUMAN RIGHTS

Submitted

191.0  
CA 16-01263

**GERALD LANGGOOD**  
V  
**CARROLS, LLC**

Appeal from an order of the Supreme Court, Niagara County (Mark A. Montour, J.), entered February 25, 2016. The order denied defendant's motion for summary judgment.

ERIC S. BERNHARDT for CARROLS, LLC

10 minutes

SHANNON S. FUHRMAN for GERALD LANGGOOD

10 minutes

192.0  
CA 16-01269

**ASHTON BLAIR MCEVOY**  
V  
**MULDOON & GETZ**

**SETTLED**

Appeal from an order of the Supreme Court, Niagara County (Mark A. Montour, J.), entered May 2, 2016. The order denied defendants' motion for summary judgment dismissing plaintiff's complaint.

DENNIS R. MCCOY for MULDOON & GETZ

193.0  
CA 16-00917

**MICHAEL J. SKONEY for ASHTON BLAIR MCEVOY**

**ROSALIE L. PACINO**

**V**

**ROBIN LEWIS**

**Appeal from an order and judgment of the Supreme Court, Genesee County (Mark Grisanti, J.), entered September 21, 2015. The order and judgment, insofar as appealed from, granted the motion of defendants Dave Reisdorf, Inc., and Mark Shaw for summary judgment and dismissed the complaint against them.**

**ELLEN B. STURM for ROSALIE L. PACINO**

**10 minutes**

**MARK R. AFFRONTI for DAVE REISDORF, INC.**

**10 minutes**