

DAY CALENDAR
Wednesday, September 13, 2017 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

1079.0
KA 15-01198

PEOPLE
V
KEVIN DOGAN

Appeal from a judgment of the Erie County Court (Michael F. Pietruszka, J.), rendered June 15, 2015. The judgment convicted defendant, upon his plea of guilty, of assault in the first degree and robbery in the first degree (three counts).

ALAN WILLIAMS for KEVIN DOGAN 15 minutes

ASHLEY R. LOWRY for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1080.0
KA 15-00840

PEOPLE
V
JOHN FLEMING

Appeal from a judgment of the Livingston County Court (Robert B. Wiggins, J.), rendered April 21, 2015. The judgment convicted defendant, upon a jury verdict, of predatory sexual assault against a child and sexual abuse in the second degree.

STEVEN D. SESSLER for JOHN FLEMING 10 minutes

JOSHUA J. TONRA for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1081.0
TP 17-00422

LUIS NUNEZ
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 February 28, 2017) to review a determination of respondent. The determination found after Tier III hearing that petitioner violated an inmate rule.

LEAH R. NOWOTARSKI for LUIS NUNEZ Submitted

MARCUS J. MASTRACCO for ANTHONY ANNUCCI Submitted

1082.0
TP 17-00549

JENNIFER WADE
V
D. VENETTOZZI

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, Orleans County [James P. Punch, A.J.], entered March 20, 2017) to review a determination of respondent. The determination found after a Tier III hearing that petitioner had violated an inmate rule.

JENNIFER WADE FOR HERSELF Submitted

MARCUS J. MASTRACCO for D. VENETTOZZI Submitted

1083.0
KA 15-01059

PEOPLE
V
JESSICA N. COURTEAU

Appeal from a judgment of the Cattaraugus County Court (Richard D. Ploetz, J.), rendered April 20, 2015. The judgment convicted defendant, upon a jury verdict, of endangering the welfare of a child.

CAITLIN M. CONNELLY for JESSICA N. COURTEAU 5 minutes

LORI PETTIT RIEMAN for THE PEOPLE OF THE STATE OF NEW YORK Submitted

1084.0
KA 15-01434

PEOPLE
V
JESSE J. ROBERITES

Appeal from a decision and order of the Livingston County Court (Robert B. Wiggins, J.), dated January 27, 2015. The decision and order imposed restitution of \$6649.30.

CHARLES J. GREENBERG for JESSE J. ROBERITES 5 minutes

JOSHUA J. TONRA for THE PEOPLE OF THE STATE OF NEW YORK 5 minutes

1085.0
KA 15-00193

PEOPLE
V
FREDERICK C. MILLER

Appeal from a judgment of the Orleans County Court (James P. Punch, J.), rendered November 3, 2014. The judgment convicted defendant, upon a jury verdict of murder in the second degree.

MARTIN J. MCGUINNESS for FREDERICK C. MILLER 10 minutes

WENDY EVAND LEHMAN for THE PEOPLE OF THE STATE OF NEW YORK 10 minutes

1086.0
CAF 16-00997

MARTIN ROACHE
V
LAKICIA M. HUGHES-ROACHE

Appeal from an order of the Family Court, Erie County (Kevin M. Carter, J.), entered October 29, 2015, in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted petitioner sole child custody upon the default of respondent.

TIMOTHY R. LOVALLO for LAKICIA M. HUGHES-ROACHE 5 minutes

MARTIN ROACHE for HIMSELF Submitted

MELISSA ANN REESE, ATTORNEY FOR CHILD 5 minutes

1087.0
CAF 16-01309

DONALD BROCKEL
V
MICHELLE MARTIN

Appeal from an order of the Family Court, Cattaraugus County (Michael L. Nenzo, J.), entered May 4, 2016 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner full custody of the subject child.

LYLE T. HAJDU for MICHELLE MARTIN 10 minutes

DARRYL R. BLOOM for DONALD BROCKEL Submitted

LINDA M. SCHNELL, ATTORNEY FOR CHILD Submitted

1088.0
CAF 16-00499

PAMELA JACKSON
V
DESIRE M. EUSON

Appeal from an order of the Family Court, Niagara County (John F. Batt, J.), entered October 2, 2015, in a proceeding pursuant to Family Court article 6. The order awarded sole custody to petitioner.

ELIZABETH J. CIAMBRONE for DESIRE M. EUSON 10 minutes
PAMELA JACKSON for HERSELF Submitted
ANTWAN ADSIDE for HIMSELF Submitted
MELISSA A. CAVAGNARO, ATTORNEY FOR CHILD 10 minutes

1089.0
CAF 16-00679

CHEYENNE E. SMITH
V
CHERYL E. VISKER

Appeal from an amended order of the Family Court, Cattaraugus County (Michael L. Nenno, J.), entered April 18, 2016, in a proceeding pursuant to Family Court Act article 6. The amended order, inter alia, granted custody to petitioner.

LYLE T. HAJDU for CHERYL E. VISKER 10 minutes
JESSICA L. ANDERSON for CHEYENNE E. SMITH Submitted
DEBORAH J. SCINTA, ATTORNEY FOR CHILD 5 minutes

1090.0
TP 17-00389

ERIE COUNTY SHERIFF'S POLICE BENEVOLENT ASSOC.
V
COUNTY OF ERIE

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 [Diane Y. Devlin, J.], entered February 24, 2017) to review a determination of respondents. The determination adjudged that petitioner Todd R. Jones was not entitled to benefits pursuant to General Municipal Law § 207-c.

ADAM WOLKOFF for ERIE CO. SHERIFF'S POLICE BENEVOLENT ASSOC. 10 minutes
KRISTEN M. MACHELOR for COUNTY OF ERIE 10 minutes

1091.0
CAF 16-00998

MARTIN ROACHE
V
LAKICIA M. HUGHES-ROACHE

Appeal from an order of the Family Court, Erie County (Kevin M. Carter, J.), entered February 24, 2016, in a proceeding pursuant to Family Court Act article 6. The order denied the motion to vacate a default

TIMOTHY R. LOVALLO for LAKICIA M. HUGHES-ROACHE 5 minutes
MARTIN ROACHE for HIMSELF Submitted
MELISSA ANN REESE, ATTORNEY FOR CHILD 5 minutes

1092.0
CA 16-01848

ALOSTAR BANK OF COMMERCE
V
BRETT SANOIAN

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered October 26, 2015. The order denied the motion of defendant to vacate a default judgment, determined that plaintiff has established jurisdiction over defendant and directed that plaintiff is allowed to enforce its judgment.

BRETT SANOIAN for HIMSELF

Submitted

GARY A. LEFKOWITZ for ALOSTAR BANK OF COMMERCE

Submitted

1093.0
CA 17-00402

PATRICIA J. CURTO
V
ERIE COUNTY

Appeal from a decision of The Erie County Court (David W. Foley, J.), dated March 28, 2016. The decision affirmed a decision and order of Buffalo City Court.

PATRICIA J. CURTO for HERSELF

5 minutes

THOMAS JOHN NAVARRO, JR., for ERIE COUNTY

Submitted

1094.0
CA 17-00405

PATRICIA J. CURTO
V
ERIE COUNTY

Appeal from an amended memorandum and order of the Erie County Court (David W. Foley, J.), dated May 19, 2016. The amended memorandum and order denied the motion of plaintiff to reargue.

PATRICIA J. CURTO for HERSELF

Submitted

THOMAS JOHN NAVARRO, JR., for ERIE COUNTY

Submitted

1095.0
CA 17-00527

VIOLET REALTY, INC.
V
COUNTY OF ERIE

Appeal from an order of the Supreme Court, Erie County (E. Jeannette Ogden, J.), entered December 20, 2016 in a proceeding pursuant to CPLR article 78. The order dismissed the petition.

ROBERT EDWARD KNOER for VIOLET REALTY, INC.

15 minutes

JENNIFER PERSICO for COUNTY OF ERIE

15 minutes

MARK C. POLONCARZ for JOHN LOFFREDO

Submitted

1096.0
CA 17-00552

SHELTRICE N. RHODES
V
JENNY SCOTT

Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered June 2, 2016. The order denied the motion of defendant Darryl Epps for summary judgment dismissing the complaint.

EMILY M. COBB for DARRYL EPPS

10 minutes

JOHN A. COLLINS for SHELTRICE N. RHODES

10 minutes

1097.0
CA 17-00544

SHANIQUE TAYLOR
V
DARLENE DEUBELL

Appeal from an order of the Supreme Court, Erie County (John L. Michalski, J.), entered June 3, 2016. The answer granted the motion of defendants First Student Group, Inc., and Firstgroup America to amend their answer and add a cross claim.

KRIS E. LAWRENCE for MASTERS EDGE, INC. 15 minutes

WILLIAM A. LONG, JR., for FIRST STUDENT, INC. 15 minutes

1098.0
CA 15-02155

PATRICIA RICKICKI
V
BORDEN CHEMICAL DIVISION OF BORDEN

Appeal from an order of the Supreme Court, Cattaraugus County (Patrick H. NeMoyer, J.), entered March 26, 2015. The order, insofar as appealed from, granted the motions of defendants-respondents for summary judgment dismissing the complaint.

WILLIAM A. QUINLAN for PATRICIA RICKICKI 15 minutes

RAUL E. MARTINEZ for CHARLES B. CRYSTAL COMPANY 10 minutes

NATHAN A. SCHACHTMAN for U.S. SILICA COMPANY 20 minutes

ANN M. CAMPBELL for DEXTER-HYSOL, INC. 5 minutes

SCOTT M. PHILBIN for UNIMIN CORPORATION Submitted

DAVID MICHAEL STILLWELL for MALVERN MINERALS COMPANY Submitted

VINCENT G. SACCOMANDO for FERRO CORPORATION Submitted

1099.0
CA 15-02156

PATRICIA RICKICKI
V
BORDEN CHEMICAL DIVISION OF BORDEN

Appeal from a corrected decision and order of the Supreme Court, Cattaraugus County (Patrick H. NeMoyer, J.), entered October 14, 2015. The corrected decision and order, insofar as appealed from, granted the motions of defendants-respondents for summary judgment dismissing the complaints.

WILLIAM A. QUINLAN for PATRICIA RICKICKI Submitted

RAUL E. MARTINEZ for CHARLES B. CRYSTAL COMPANY Submitted

NATHAN A. SCHACHTMAN for U.S. SILICA COMPANY Submitted

ANN M. CAMPBELL for DEXTER-HYSOL, INC. Submitted

SCOTT M. PHILBIN for UNIMIN CORPORATION Submitted

DAVID MICHAEL STILLWELL for MALVERN MINERALS COMPANY Submitted

VINCENT G. SACCOMANDO for FERRO CORPORATION Submitted