

MOTION NO. (164/05) KA 01-01500. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V BENJAMIN SWITZER, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: PERADOTTO, J.P., DEJOSEPH, NEMOYER, TROUTMAN, AND WINSLOW, JJ. (Filed June 7, 2019.)

MOTION NO. (1342/05) KA 00-02077. -- THE PEOPLE OF THE STATE OF NEW YORK, PLAINTIFF-RESPONDENT, V FOUED ABDALLAH, ALSO KNOWN AS TOM CRUISE, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: WHALEN, P.J., SMITH, CARNI, CURRAN, AND WINSLOW, JJ. (Filed June 7, 2019.)

MOTION NO. (221/11) KA 09-01583. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V ORLANDO O. OCASIO, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: CENTRA, J.P., LINDLEY, NEMOYER, AND CURRAN, JJ. (Filed June 7, 2019.)

MOTION NO. (796/12) KA 11-00972. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V MIGUEL A. JARAMILLO, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: CENTRA, J.P., PERADOTTO, CARNI, AND LINDLEY, JJ. (Filed June 7, 2019.)

MOTION NO. (972/17) KA 13-01697. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V DARIUS L. BURSEY, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: SMITH, J.P., DEJOSEPH, CURRAN, TROUTMAN, AND WINSLOW, JJ. (Filed June 7, 2019.)

MOTION NO. (1058/17) KA 15-00214. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V DANTE TAYLOR, DEFENDANT-APPELLANT. -- Motion for reargument dismissed as untimely, and the motion for writ of error coram nobis denied. PRESENT: CARNI, J.P., LINDLEY, NEMOYER, CURRAN, AND TROUTMAN, JJ. (Filed June 7, 2019.)

MOTION NO. (1082/18) KAH 16-00564. -- THE PEOPLE OF THE STATE OF NEW YORK EX REL. RICHARD GLOSS, PETITIONER-APPELLANT, V SUSAN KICKBUSH, SUPERINTENDENT, GOWANDA CORRECTIONAL FACILITY, RESPONDENT-RESPONDENT. -- Motion for writ of error coram nobis denied. PRESENT: WHALEN, P.J., SMITH, PERADOTTO, DEJOSEPH, AND TROUTMAN, JJ. (Filed June 7, 2019.)

MOTION NO. (1193/18) KA 15-02111. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V SPARTACUS BROWN, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: WHALEN, P.J., SMITH, CENTRA, NEMOYER, AND CURRAN, JJ. (Filed June 7, 2019.)

MOTION NO. (1224/18) CA 18-00066. -- IN THE MATTER OF THE FORECLOSURE OF TAX LIENS BY PROCEEDING IN REM PURSUANT TO ARTICLE 11 OF THE REAL PROPERTY TAX LAW BY THE COUNTY OF WAYNE RELATING TO THE 2015 TOWN AND COUNTY TAX. COUNTY OF WAYNE, PETITIONER-APPELLANT; PAUL J. SCHENK, JR., PAUL J. SCHENK, SR., AND SHIREEN SCHENK, RESPONDENTS-RESPONDENTS. -- Motion for reargument or leave to appeal to the Court of Appeals denied. PRESENT: CENTRA, J.P.,

PERADOTTO, CARNI, LINDLEY, AND NEMOYER, JJ. (Filed June 7, 2019.)

MOTION NOS. (1232-1233/18) CA 18-00380 AND CA 18-00381. -- WILLIS WOOD, PLAINTIFF-RESPONDENT-APPELLANT, V ARTIFACT PROPERTIES, LLC, AND DAVID PERKINS, DEFENDANTS-APPELLANTS-RESPONDENTS. -- Motion for leave to appeal to the Court of Appeals denied. PRESENT: CENTRA, J.P., PERADOTTO, CARNI, LINDLEY, AND NEMOYER, JJ. (Filed June 7, 2019.)

MOTION NO. (1262/18) KA 18-00126. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V ANDREW D. FITCH, DEFENDANT-APPELLANT. -- Motion for reargument denied. PRESENT: WHALEN, P.J., PERADOTTO, NEMOYER, CURRAN, AND TROUTMAN, JJ. (Filed June 7, 2019.)

MOTION NO. (1304/18) CA 18-01339. -- NASIR MUZAID OMAR, PLAINTIFF-RESPONDENT, V MICHAEL MOORE, II, DEFENDANT, NU-ERA HOME IMPROVEMENT AND SADEQ AHMED, ALSO KNOWN AS SADEQ AHMED ALSHAMARI, DEFENDANTS-APPELLANTS. -- Motion for reargument denied. PRESENT: WHALEN, P.J., PERADOTTO, CARNI, NEMOYER, AND WINSLOW, JJ. (Filed June 7, 2019.)

MOTION NOS. (1407-1408/18) CAF 17-00126. -- IN THE MATTER OF CORY MORENO, PETITIONER-RESPONDENT, V JAN ELLIOTT, RESPONDENT-APPELLANT. (APPEAL NO. 1.) CAF 17-01138. -- IN THE MATTER OF JAN M. ELLIOTT, PETITIONER-APPELLANT, V CORY A. MORENO, RESPONDENT-RESPONDENT. (APPEAL NO.

2.) -- Motion for reargument or leave to appeal to the Court of Appeals denied. PRESENT: WHALEN, P.J., SMITH, DEJOSEPH, CURRAN, AND WINSLOW, JJ. (Filed June 7, 2019.)

MOTION NO. (1444/18) CA 18-00322. -- DEBORAH A. CARR-HOAGLAND AND JAMES L. HOAGLAND, PLAINTIFFS-APPELLANTS, V JOHN L. PATTERSON, AS EXECUTOR OF THE ESTATE OF JOHN J. PATTERSON, DECEASED, AND CHERYL A. PATTERSON, DEFENDANTS-RESPONDENTS. (APPEAL NO. 1.) -- Motion for reargument or resettlement denied. PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, CURRAN, AND TROUTMAN, JJ. (Filed June 7, 2019.)

MOTION NO. (177/19) KAH 18-00368. -- THE PEOPLE OF THE STATE OF NEW YORK EX REL. THEODORE PRICE, PETITIONER-APPELLANT, V HAROLD GRAHAM, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY, RESPONDENT-RESPONDENT. -- Motion for reargument denied. PRESENT: WHALEN, P.J., SMITH, CARNI, DEJOSEPH, AND CURRAN, JJ. (Filed June 7, 2019.)

KA 18-00524. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V STEPHEN P. DROZ, DEFENDANT-APPELLANT. Motion to withdraw as counsel granted, and the appeal is dismissed and the matter is remitted to Oneida County Court to vacate the judgment of conviction (*see People v Matteson*, 75 NY2d 745 [1989]). PRESENT: WHALEN, P.J., SMITH, CENTRA, PERADOTTO, AND CARNI, JJ. (Filed June 7, 2019.)