

MOTION NO. (1122/02) KA 00-01303. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V CHRISTOPHER T. FAETH, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: WHALEN, P.J., NEMOYER, TROUTMAN, AND BANNISTER, JJ. (Filed Nov. 12, 2021.)

MOTION NO. (72/11) KA 09-01374. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V SAMUEL T. TOLIVER, DEFENDANT-APPELLANT. -- Motion for reargument denied. PRESENT: SMITH, J.P., CARNI, LINDLEY, WINSLOW, AND BANNISTER, JJ. (Filed Nov. 12, 2021.)

MOTION NOS. (603, 604 AND 609/12) KA 11-00375. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V SHAWN G. GRANGER, DEFENDANT-APPELLANT. (APPEAL NO. 1.) KA 11-01566. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V SHAWN G. GRANGER, DEFENDANT-APPELLANT. (APPEAL NO. 2.) KA 11-00321. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V SHAWN G. GRANGER, DEFENDANT-APPELLANT. (APPEAL NO. 3.) -- Motion for writ of error coram nobis denied. PRESENT: WHALEN, P.J., SMITH, LINDLEY, CURRAN, AND DEJOSEPH, JJ. (Filed Nov. 12, 2021.)

MOTION NO. (1337/18) KA 15-02050. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V ANTHONY S. ORTIZ, DEFENDANT-APPELLANT. -- Motion for writ of error coram nobis denied. PRESENT: WHALEN, P.J., SMITH, CENTRA, CARNI, AND TROUTMAN, JJ. (Filed Nov. 12, 2021.)

**MOTION NO. (5/21) KA 12-01720. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V JEFFREY J. TERBORG, DEFENDANT-APPELLANT. -- Motion for reargument denied. PRESENT: WHALEN, P.J., SMITH, CENTRA, TROUTMAN, AND WINSLOW, JJ. (Filed Nov. 12, 2021.)**

**MOTION NO. (32/21) KA 18-01625. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V DARRELL HARLOW, DEFENDANT-APPELLANT. -- Motion for reargument denied. PRESENT: CARNI, J.P., LINDLEY, CURRAN, TROUTMAN, AND BANNISTER, JJ. (Filed Nov. 12, 2021.)**

**MOTION NO. (191/21) KA 17-01715. -- THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT, V JAMES E. HALL, II, DEFENDANT-APPELLANT. -- Motion for reargument denied. PRESENT: WHALEN, P.J., CENTRA, PERADOTTO, LINDLEY, AND TROUTMAN, JJ. (Filed Nov. 12, 2021.)**

**MOTION NO. (220/21) CA 20-00268. -- DWAYNE D. TANKSLEY, JR., PLAINTIFF-RESPONDENT, V LCO BUILDING LLC, DEFENDANT-RESPONDENT, CITYVIEW CONSTRUCTION MANAGEMENT, LLC, AND S.A.B. SPECIALTIES, LLC, DEFENDANTS. S.A.B. SPECIALTIES, LLC, THIRD-PARTY PLAINTIFF-RESPONDENT, V BLAS ZUNIGA BUILDERS, LLC, THIRD-PARTY DEFENDANT-APPELLANT. -- Motion for reargument or leave to appeal to the Court of Appeals denied. PRESENT: SMITH, J.P., NEMOYER, CURRAN, BANNISTER, AND DEJOSEPH, JJ. (Filed Nov. 12, 2021.)**

MOTION NO. (357/21) CA 20-01011. -- LESLIE J. FINEBERG,  
PLAINTIFF-RESPONDENT, V SHIRLEY A. ANAIN, M.D., DEFENDANT-APPELLANT. --  
Motion for reargument denied. PRESENT: WHALEN, P.J., SMITH, WINSLOW, AND  
DEJOSEPH, JJ. (Filed Nov. 12, 2021.)

MOTION NO. (486/21) CA 19-02362. -- MOMENTUM AUTOMOTIVE MANAGEMENT, LLC,  
MOMENTUM AUTO GROUP, INC., RAHIM HASSANALLY, PETITIONERS-APPELLANTS, ET  
AL., PETITIONERS, V RADIUM2 CAPITAL, INC., RESPONDENT-RESPONDENT. -- Motion  
for reargument denied. PRESENT: WHALEN, P.J., CENTRA, PERADOTTO, LINDLEY,  
AND DEJOSEPH, JJ. (Filed Nov. 12, 2021.)

MOTION NO. (507/21) CA 20-01397. -- IN THE MATTER OF THE APPLICATION OF  
SENECA MEADOWS, INC., PETITIONER-PLAINTIFF-APPELLANT, V TOWN OF SENECA  
FALLS AND TOWN OF SENECA FALLS TOWN BOARD,  
RESPONDENTS-DEFENDANTS-RESPONDENTS. CONCERNED CITIZENS OF SENECA COUNTY,  
INC. AND DIXIE D. LEMMON, INTERVENORS-RESPONDENTS. -- Motions for leave to  
appeal to the Court of Appeals denied. PRESENT: WHALEN, P.J., CENTRA,  
NEMOYER, TROUTMAN, AND WINSLOW, JJ. (Filed Nov. 12, 2021.)

MOTION NO. (566/21) CA 20-00829. -- IN THE MATTER OF CYNTHIA  
CONSTANTINO-GLEASON, PETITIONER-APPELLANT, V STATE OF NEW YORK UNIFIED  
COURT SYSTEM AND NEW YORK STATE OFFICE OF COURT ADMINISTRATION,  
RESPONDENTS-RESPONDENTS. -- Motion for reargument or leave to appeal to the

Court of Appeals denied. PRESENT: PERADOTTO, J.P., CARNI, LINDLEY, CURRAN, AND BANNISTER, JJ. (Filed Nov. 12, 2021.)

**MOTION NO. (584/21) CA 20-00673. -- JONI C., AS PARENT AND NATURAL GUARDIAN OF M.C., PLAINTIFF-RESPONDENT, V CHEEKTOWAGA-SLOAN UNION FREE SCHOOL DISTRICT, DEFENDANT-APPELLANT.** -- Motion for leave to appeal to the Court of Appeals denied. PRESENT: CARNI, J.P., LINDLEY, CURRAN, BANNISTER, AND DEJOSEPH, JJ. (Filed Nov. 12, 2021.)

**MOTION NO. (640/21) TP 20-01618. -- IN THE MATTER OF LEROY JOHNSON, PETITIONER, V STEWART T. ECKERT, SUPERINTENDENT, WENDE CORRECTIONAL FACILITY, RESPONDENT.** -- Motion for reargument denied. PRESENT: WHALEN, P.J., CENTRA, LINDLEY, TROUTMAN, AND BANNISTER, JJ. (Filed Nov. 12, 2021.)

**KAH 21-00213. -- THE PEOPLE OF THE STATE OF NEW YORK EX REL. RICHARD MILLS, #02-B-0778, PETITIONER-APPELLANT, V SUPERINTENDENT STIGHT, WYOMING CORRECTIONAL FACILITY, ANDREW CUOMO, GOVERNOR, RESPONDENT-RESPONDENTS.** -- Judgment unanimously affirmed. Counsel's motion to be relieved of assignment granted (*see People v Crawford*, 71 AD2d 38 [4th Dept 1979]). (Appeal from Judgment of Supreme Court, Wyoming County, Paul B. Wojtaszek, J. - Habeas Corpus ). PRESENT: WHALEN, P.J., SMITH, LINDLEY, CURRAN, AND DEJOSEPH, JJ. (Filed Nov. 12, 2021.)