

September 7, 2017

CASE

1 No. 77
Sara Myers et al.,
 Plaintiffs,
Eric A. Seiff, et al.,
 Appellants,
 v.
Eric Schneiderman, &c.,
 Respondent,
et al.,
 Defendants.

Order affirmed, without costs.
Opinion Per Curiam.
Judges Rivera, Stein, Fahey, Garcia and Wilson
concur, Judge Rivera in a concurring opinion, Judge
Fahey in a separate concurring opinion, and Judge
Garcia in a separate concurring opinion in which
Judge Stein concurs.
Chief Judge DiFiore and Judge Feinman took no part.

MOTIONS

1 Mo. No. 2017-605
David Anderson,
Respondent,
v.
MSG Holdings, L.P. et al.,
Appellants.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.
Judge Feinman took no part.

1 Mo. No. 2017-584
The People &c.,
Respondent,
v.
Tory Bell,
Appellant.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

2 Mo. No. 2017-632
Blue Island Development, LLC et al.,
Respondents,
v.
Town of Hempstead et al.,
Appellants.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

4 Mo. No. 2017-639
Carmen Britt, &c.,
Appellant,
v.
Buffalo Municipal Housing Authority, et al.,
Defendants,
Grace Manor Health Care Facility, Inc., Nelda
Lawler, M.D., and Teresa Chau, M.D.,
Respondents.

Motion for leave to appeal dismissed upon the ground that the orders sought to be appealed from do not finally determine the action within the meaning of the Constitution.
Judge Fahey took no part.

1 Mo. No. 2017-635
The People &c.,
Respondent,
v.
Jose Colon,
Appellant.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.
Judge Feinman took no part.

1 Mo. No. 2017-589
The People &c. ex rel. Mark Crawford,
Appellant,
v.
Warden of Vernon C. Bain Center, et al.,
Respondents.

Motion for leave to appeal denied.

1 Mo. No. 2017-648
In the Matter of Prabir Dhar,
Appellant,
v.
Commissioner, New York City (NYC)
Department of Transportation, et al.,
Respondents.

Motion for leave to appeal denied.

3 Mo. No. 2017-599
In the Matter of Henry Espinal,
Appellant,
v.
Donald Venettozzi, &c.,
Respondent.

Motion for leave to appeal denied.

1 Mo. No. 2017-618
In the Matter of State of New York,
Respondent,
v.
Keith F.,
Appellant.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

2 Mo. No. 2017-568
The People &c.,
Respondent,
v.
Jose Fonteboa,
Appellant.

Motion for leave to appeal denied.

4 Mo. No. 2017-642
In the Matter of Frank Garcia,
Appellant,
v.
Anthony Annucci, &c.,
Respondent.

Motion for reargument of motion for leave to appeal denied.
Judge Feinman took no part.

1 Mo. No. 2017-637
City of New York,
Respondent,
v.
Granite State Insurance Company,
Appellant.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

3 Mo. No. 2017-572
In the Matter of Hikeem Green,
Appellant,
v.
Anthony J. Annucci, &c.,
Respondent.

Motion for leave to appeal denied.

1 Mo. No. 2017-544
Bhupinder Grewal, &c., et al.,
Appellants,
Shero Shipping, LLC, &c., et al.,
Intervenors-Appellants,
v.
DHL Express (USA), Inc.,
Respondent.

Motions for leave to appeal denied.
Judges Garcia and Feinman took no part.

2 Mo. No. 2017-566
The People &c.,
 Respondent,
 v.
Allan Headley,
 Appellant.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

3 Mo. No. 2017-598
Carmen Hockett et al.,
 Appellants,
 v.
City of Ithaca et al.,
 Respondents.

Motion for leave to appeal denied with one hundred
dollars costs and necessary reproduction
disbursements.

4 Mo. No. 2017-643
In the Matter of the Judicial Settlement of the
Intermediate Account of HSBC Bank USA,
N.A., &c.

HSBC Bank USA, N.A.,
 Respondent,
 v.
Seymour H. Knox, IV, et al.,
 Respondents,
Aurora Knox,
 Appellant.

Motion for leave to appeal dismissed upon the
ground that the order sought to be appealed from
does not finally determine the proceeding within the
meaning of the Constitution.
Chief Judge DiFiore took no part.

3 Mo. No. 2017-626
In the Matter of Steven Janakievski,
 Appellant.
Commissioner of Labor,
 Respondent.

On the Court's own motion, appeal dismissed,
without costs, upon the ground that no substantial
constitutional question is directly involved.
Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

2 Mo. No. 2017-557
The People &c.,
Respondent,
v.
Jacob Kaff,
Appellant.

Motion for leave to appeal denied.

2 Mo. No. 2017-569
In the Matter of Hisham Khaleel,
Appellant,
v.
Lidgette Vanreil, &c., et al.,
Respondents.

On the Court's own motion, appeal dismissed,
without costs, and motion for leave to appeal
dismissed, without costs, each upon the ground that
no appeal lies to this Court from the decision of the
individual Justice of the Appellate Division.
Motion for poor person relief dismissed as academic.

4 Mo. No. 2017-636
Gordon J. King et al.,
Respondents,
v.
Niagara Falls Water Authority et al.,
Appellants.

Motion for leave to appeal denied with one hundred
dollars costs and necessary reproduction
disbursements.

1 Mo. No. 2017-645
In the Matter of KJ,
Appellant,
v.
New York City Housing Authority,
Respondent.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

4 Mo. No. 2017-630
The People &c.,
Respondent,
v.
Kevyn Michael Krembel,
Appellant.

Motion for leave to appeal denied.

4 Mo. No. 2017-629
The People &c.,
Respondent,
v.
Robert J. Kunz,
Appellant.

Motion for leave to appeal denied.

1 Mo. No. 2017-646
Lefkara Group, LLC,
Appellant,
v.
First American International Bank,
Respondent.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.
Chief Judge DiFiore took no part.

1 Mo. No. 2017-577
Renee Lindsay-Thompson et al.,
Appellants,
v.
Montefiore Medical Center, et al.,
Respondents.

Motion for leave to appeal denied.

2 Mo. No. 2017-604
Henrietta Livingston,
Appellant,
v.
Better Medical Health, P.C. et al.,
Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

1 Mo. No. 2017-594
In the Matter of London Terrace Gardens
L.P.,
Appellant,
v.
New York State Division of Housing and
Community Renewal, et al.,
Respondents.

Motion for leave to appeal denied.
Motion for a stay dismissed as academic.

4 Mo. No. 2017-602
Maa-Sharda, Inc. et al.,
 Appellants,
 v.
First Citizens Bank & Trust Co., et al.,
 Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

3 Mo. No. 2017-518
In the Matter of Angel Maldonado,
 Appellant,
 v.
Timothy B. Howard, &c. et al.,
 Respondents.

Motion for leave to appeal denied.

1 Mo. No. 2017-576
The People &c.,
 Respondent,
 v.
Kenneth McMichael,
 Appellant.

Motion for leave to appeal denied.
Motion for poor person relief dismissed as academic.

2 Mo. No. 2017-677
MidFirst Bank,
 Respondent,
 v.
Joseph Ajala,
 Appellant,
et al.,
 Defendants.

Motion for leave to appeal dismissed upon the ground that the order sought to be appealed from does not finally determine the action within the meaning of the Constitution.

3 Mo. No. 2017-520
In the Matter of David R. Morabito,
 Appellant,
 v.
Joseph Martens, &c. et al.,
 Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

2 Mo. No. 2017-644
Mary Theresa Murphy,
Appellant,
v.
County of Suffolk et al.,
Respondents.
(And a Third-Party Action.)

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

2 Mo. No. 2017-640
Vassilis Panagouloupoulos et al.,
Appellants,
v.
Carlos Ortiz Jr. MD, P.C., et al.,
Respondents.

Motion for reargument of motion for leave to appeal denied.
Judge Feinman took no part.

2 Mo. No. 2017-641
Vassilis Panagouloupoulos et al.,
Appellants,
v.
Carlos Ortiz Jr. MD, P.C., et al.,
Respondents.

Motion for reargument of motion for leave to appeal denied.
Judge Feinman took no part.

3 Mo. No. 2017-586
In the Matter of Luis Pena,
Respondent,
v.
New York State Gaming Commission,
Appellant.

Motion for leave to appeal granted.

4 Mo. No. 2017-524
In the Matter of Pittsford Canalside
Properties, LLC,
Respondent,
v.
Village of Pittsford, et al.,
Appellants,
Village of Pittsford Planning Board, et al.,
Respondents.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

2 Mo. No. 2017-609
The People &c.,
 Respondent,
 v.
Luis Rocano-Quintana,
 Appellant.

Motion for leave to appeal denied.

1 Mo. No. 2017-600
Yoav Stein, et al.,
 Appellants,
 v.
Gavriel Reisner,
 Respondent.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

4 Mo. No. 2017-621
The People &c.,
 Respondent,
 v.
Douglas C. Tatner,
 Appellant.

Motion for leave to appeal denied.

3 Mo. No. 2017-556
In the Matter of Tauscher Cronacher PE PC,
 Appellant.
Commissioner of Labor,
 Respondent.

Motion for leave to appeal denied with one hundred dollars costs and necessary reproduction disbursements.

4 Mo. No. 2017-620
The People &c.,
 Respondent,
 v.
Benancio Vasquez,
 Appellant.

Motion for leave to appeal denied.

3 Mo. No. 2017-619
In the Matter of Carlton Walker,
Appellant,
v.
Jonathan Lippman, &c., et al.,
Respondents.

Motion for reconsideration of this Court's May 2,
2017 dismissal order denied.
Judges Rivera and Feinman took no part.

4 Mo. No. 2017-617
Natasha D. Wallace, &c.,
Appellant,
v.
M&C Hotel Interests, Inc., et al.,
Respondents.

Motion for leave to appeal denied with one hundred
dollars costs and necessary reproduction
disbursements.

2 Mo. No. 2017-649
West Street Properties, LLC,
Appellant,
v.
American States Insurance Company,
Respondent,
et al.,
Defendants.

Motion for leave to appeal denied with one hundred
dollars costs and necessary reproduction
disbursements.

3 Mo. No. 2017-567
In the Matter of the Acquisition of an
Easement by Eagle Creek Land Resources,
LLC, et al.

Woodstone Lake Development, LLC,
Appellant;
Eagle Creek Land Resources, LLC, et al.,
Respondents.
(And Another Related Proceeding.)

Motion for leave to appeal denied with one hundred
dollars costs and necessary reproduction
disbursements.
Judge Stein took no part.