

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

-----X
Romeo Marshall and Judene Marshall,
Plaintiffs-Respondents,

-against-

M-680
Index No. 6705/04

Triborough Bridge and Tunnel Authority,
Respondent-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about October 7, 2010,

Now, upon reading and filing the stipulation of the parties hereto, filed February 10, 2012, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the January 2012 Term, is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

-----X
Jennifer Lewis,
Plaintiff-Respondent,

-against-

M-762
Index No. 305567/10

Prince W. Wilson,
Defendant,

Betty Hill and Walter Lewis Hill,
Defendants-Appellants.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about January 26, 2011,

Now, upon reading and filing the stipulation of the parties hereto, filed February 16, 2012, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the March 2012 Term, is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

-----X
Mt. Hawley Insurance Co., et al.,
Plaintiffs-Appellants,

-against-

M-563

Index No. 113115/08

United Staffing Systems Inc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about February 28, 2011,

And plaintiffs-appellants having moved for an enlargement of time in which to perfect the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and the correspondence from counsel for plaintiffs-appellants dated February 9, 2012, and due deliberation having been had thereon, it is

Ordered that the plaintiffs' motion is deemed withdrawn in accordance with the aforesaid correspondence.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
John W. Sweeny, Jr.
Karla Moskowitz
Dianne T. Renwick
Rosalyn H. Richter, Justices.

-----X

In the Matter of the Application of
Cristina Berusch, also known as
Mary Cristina Berusch,
Plaintiff-Respondent,

-against-

M-369
Index No. 350437/05

Martin Berusch,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on January 13, 2012,

And a limited interim stay having been granted by an order of a Justice of this Court entered January 26, 2012, and said stay having expired by its own terms,

And defendant-appellant having moved for a stay of enforcement of the aforesaid order pending hearing and determination of the appeal taken therefrom,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Peter Tom, Justice Presiding,
David Friedman
John W. Sweeny, Jr.
Karla Moskowitz
Leland G. DeGrasse, Justices.

-----X
Lucia Hernandez, etc., et al.,
Plaintiffs-Respondents,

-against-

M-370

Index No. 114003/08

Alexis Chaparro, et al.,
Defendants-Appellants.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about March 4, 2011, and said appeal having been perfected,

And plaintiffs-respondents having moved for an order extending the time in which to file a respondents' brief,

Now, upon reading and filing the papers with respect to the motion, and the stipulation of the parties dated February 3, 2012, and due deliberation having been had thereon, it is

Ordered that the motion is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
James M. Catterson
Karla Moskowitz
Nelson S. Román, Justices.

X

In the Matter of

Jeffrey M.,

A Dependent Child Under 18 Years
of Age Alleged to be Abused and/or
Neglected Under Article 10 of the
Family Court Act.

M 537
Docket No. NN24484/10

Commissioner of Social Services of
the City of New York,
Petitioner Appellant,

Naomi C.,
Respondent Respondent.

Steven N. Feinman, Esq.,
Attorney for the Child.

X

Respondent respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, Bronx County, entered on or about March 31, 2011, and for assignment of counsel, a free copy of the transcript, and for related relief, and said appeal having been perfected,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. (516)921 8800, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for petitioner appellant and 8 copies thereof are filed with this Court. Sua sponte, the appeal is adjourned to the September 2012 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Nelson S. Román, Justices.

X

The People of the State of New York,
Respondent,

against

M-43

Ind. Nos. 905/09

Robert Parris, also known as Robert
Pariss,
Defendant Appellant.

X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about November 21, 2011, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 74 Trinity Place, 11th Floor, New York, New York 10006, Telephone No. 212 577 2523, is assigned as counsel for defendant appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record. (See M 43A, decided simultaneously herewith.)

ENTER:


CLERK

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Nelson S. Román,
Justice of the Appellate Division

-----X

The People of the State of New York,

Respondent,

-against-

Robert Parris, also known as Robert
Pariss,

Defendant-Appellant.

DENIAL OF STAY OF
EXECUTION OF
JUDGMENT, RELEASE
ON RECOGNIZANCE
OR BAIL

M-43A

Ind. No. 905/09

-----X


Defendant-appellant having moved to stay or suspend the execution of his judgment of conviction and to be released on his own recognizance or to be granted bail, pending hearing and determination of the appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about November 21, 2011,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied. (See M-43, decided simultaneously herewith.)

Dated: New York, New York

Entered: MAR - 8 2012



Hon. Nelson S. Román
Associate Justice

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
James M. Catterson
Karla Moskowitz, Justices.

X

In the Matter of the Application of

Kuba Brown, as President of
Local 94 94A 94B, International Union
of Operating Engineers, AFL CIO,

M-425

Index No. 115251/10

Petitioner Appellant,

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

against

John C. Liu, as Comptroller of the City
of New York,

Respondent Respondent.

Local 32BJ,

Amicus Curiae.

X

An appeal having been taken to this Court by the above named petitioner appellant from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 30, 2011, and said appeal having been perfected,

And Local 32BJ having moved for leave to file a brief amicus curiae in connection with the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of deeming the copies of the amicus curiae brief submitted with the moving papers herein as filed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
James M. Catterson
Karla Moskowitz
Nelson S. Román, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-600
Ind. No. 3578/09

Kenneth Law and Eric Shields,
Defendants-Appellants,

Aaron Hand,
Defendant-Appellant.

-----X

Appeals having been taken from the judgment of the Supreme Court, New York County, rendered on or about September 21, 2010, and the two appeals taken by defendants Kenneth Law [Cal. No. 1557] and Eric Shields [Cal. No. 1558] having been perfected,

And the People having moved for an order consolidating the two perfected appeals with the appeal (when perfected) taken by defendant Aaron Hand to the extent of allowing the People to file a single respondent's brief covering all three appeals, and for an adjournment of said appeals,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of allowing the People to file a single respondent's brief covering the appeals in *People v Kenneth Law* [Cal. No. 1557] and *People v Eric Shields* [Cal. No. 1558], on or before March 21, 2012 for the May 2012 Term and is otherwise denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
James M. Catterson
Karla Moskowitz
Nelson S. Román, Justices.

X

Mark S. Taylor and Nina Z. Parks Taylor,
Plaintiffs Appellants Respondents,

against

M 559
Index No. 119108/06

Paskoff & Tamber, LLP, et al.,

Defendants Respondents Appellants.

(And a third party action)

X

An order of this Court having been entered on July 7, 2011 (M 2050) consolidating plaintiffs appellants respondents appeals taken from orders of the Supreme Court, New York County, entered on or about October 7, 2010 (mot. seq. no. 011) and on or about April 7, 2011 (mot. seq. no. 012),

And an order of this Court having been entered on September 29, 2011 (M 3051) consolidating the defendants respondents appellants' appeals from orders of the Supreme Court, New York County, entered on or about April 7, 2011 (mot. seq. no. 012) and April 22, 2011, (mot. seq. no. 14) respectively, with the aforesaid appeals taken from orders of the Supreme Court, New York County, entered on or about October 7, 2010 (mot. seq. no. 011) and on or about April 7, 2011 (mot. seq. no. 012),

And defendants respondents appellants having moved for an enlargement of time in which to perfect the consolidated appeals,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the consolidated appeals to the September 2012 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Karla Moskowitz
Rolando T. Acosta
Sheila Abdus-Salaam, Justices.

-----X

D&R Global Selections, S.L.,
Plaintiff-Respondent,

-against-

M-4

Index No. 603732/07

Bodega Olegario Falcón Piñero,
Defendant-Appellant.

-----X

Plaintiff-respondent having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on December 1, 2011 (Appeal No. 5160N),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Rolando T. Acosta
Helen E. Freedman
Sheila Abdus Salaam, Justices.

X

United States Fidelity & Guaranty
Company, et al.,
Plaintiffs Respondents,

against

M-548

Index No. 604517/02

American Re Insurance Company, et al.,
Defendants Appellants,

Excess and Treaty Management
Corporation, et al.,
Defendants.

Reinsurance Association of America,
Complex Insurance Claims Litigation
Association and Chartis Inc.,
Amici Curiae.

X

Defendants appellants having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on January 24, 2012 (Appeal Nos. 5205 and 5205A),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted, and this Court, pursuant to CPLR 5713, certifies that the following question of law, decisive of the correctness of its determination, has arisen, which in its opinion ought to be reviewed by the Court of Appeals:

"Was the order of the Supreme Court, as affirmed
by this Court, properly made?"

This Court further certifies that its determination was made as a matter of law and not in the exercise of discretion.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
Leland G. DeGrasse, Justices.

-----x
Howard Raymond, by his Guardian Ad
Litem Sandra Gardner, et al., etc.,
Plaintiffs-Respondents,

-against-

Action No. 1
M-394
Index No. 22623/06

The City of New York,
Defendant-Appellant,

Estate of Keywann Gardner, et al.,
Defendants.

- - - - -
Keisha Wright, as Administratrix of
the Estate of Keywann Gardner,
Plaintiff-Respondent,

-against-

Action No. 2
Index No. 6195/07

The City of New York,
Defendant-Appellant,

Charles Williamson, et al.,
Defendants.

-----x

Separate appeals having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about January 5, 2011,

And an order of this Court having been entered on December 20, 2011, consolidating the aforesaid appeals (M-5119/M-5128),

And defendant-appellant The City of New York having moved for an enlargement of time in which to perfect the aforesaid consolidated appeals,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the consolidated appeals to the September 2012 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
Leland G. DeGrasse, Justices.

-----X

In the Matter of the Application of

Marlene Bailey,
Petitioner,

For a Judgment Pursuant to Article 78
of the CPLR,

M-598
Index No. 402819/10

-against-

New York City Housing Authority,
Respondent.

-----X

An Article 78 proceeding to review a determination of respondent, having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about January 27, 2011,

And petitioner having moved for an enlargement of time in which to perfect the aforesaid proceeding,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the proceeding to the September 2012 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Peter Tom, Justice Presiding,
David Friedman
Leland G. DeGrasse
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

-----X
Daniel R.N.,
Petitioner,

-against-

M-5698
Docket No. V13832/11

Joy N.,
Respondent.

-----X

An order of the Family Court, New York County, having been entered on or about December 6, 2011, which, inter alia, ordered a forensic examination and evaluation of petitioner,

And petitioner having moved for leave to appeal to this Court from so much of the aforesaid order which directed said examination, and for a stay of said order pending hearing and determination of the appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is denied in all respects.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Rolando T. Acosta
Dianne T. Renwick
Nelson S. Román, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-92

Ind. No. 1471/11

Kenneth Moreno and Franklin Mata,
Defendants-Appellants.

-----X

An appeal having been taken by defendant-appellant Kenneth Moreno from a judgment of the Supreme Court, New York County, rendered on or about August 8, 2011, and said appeal having been perfected,

And an appeal having been taken by co-defendant Franklin Mata from a judgment of said Supreme Court rendered on or about August 10, 2011,

And the People having moved for an order consolidating the aforesaid appeals,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of consolidating the aforesaid appeals and directing defendant-appellant Franklin Matos to perfect his appeal for the September 2012 Term, to which Term defendant-appellant Kenneth Moreno's perfected appeal is adjourned. The People are permitted to respond to the consolidated appeals upon one respondent's brief.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rolando T. Acosta
Helen E. Freedman
Sheila Abdus-Salaam, Justices.

-----X
Lai Chun Chiu,
Plaintiff-Respondent,

-against-

M-532
Index No. 350062/04

Henry Chiu,
Defendant-Appellant.

-----X

Plaintiff-respondent having moved for dismissal of the appeal taken from the order of the Supreme Court, New York County, entered on or about February 3, 2011,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted and the appeal is dismissed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David B. Saxe
Karla Moskowitz
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X

In the Matter of

Madison H. ,

M-5765

A Child Under 18 Years of Age Alleged to be Abused and/or Neglected Under Article 10 of the Family Court Act. Docket No. NA26216/08

- - - - -
Administration for Children's Services,
Petitioner-Respondent,

Demezz H. ,
Respondent-Appellant.

- - - - -
Steven Banks, Esq., The Legal Aid Society, Juvenile Rights Division,
Attorney for the Child.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Family Court, Bronx County, entered on or about November 22, 2011, and for assignment of counsel, a free copy of the transcript, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. (516) 921-8800, as

counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor¹ **within 30 days (FCA 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
David B. Saxe
James M. Catterson, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5165
Ind. No. 2282/04

Robert Haigler,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on October 4, 2007 [Corrected Order January 25, 2008] (Appeal Nos. 1605-1606), unanimously affirming a judgment of the Supreme Court, New York County (Joan Sudolnik, J.), rendered on March 16, 2005,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that said application is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-31
Ind. No. 2209/04

Lamaar Pleasant,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on January 4, 2007 (Appeal No. 9972), unanimously affirming a judgment of the Supreme Court, New York County (Renee White, J.), rendered on March 22, 2005,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that said application is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
David Friedman
James M. Catterson
Helen E. Freedman, Justices.

-----X
Elizabeth Hinkle,
Plaintiff-Appellant,

-against-

M-79
Index No. 100908/07

Jonathan R. Trejo, et al.,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on November 29, 2011 (Appeal No. 6155),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Dianne T. Renwick
Helen E. Freedman
Sallie Manzanet Daniels, Justices.

X

Maylin Silva Arias, et al.,
Plaintiffs Respondents,

against

NY Partners, a general partnership,
Defendant,

Commerce Bancorp, Inc.,
Defendant Appellant,

200 East 65th Street Condominium, et al.,
Defendants Respondents.

T.D. Bank N.A., formerly known
as Commerce Bancorp, Inc.,
Third Party Plaintiff Appellant,

against

Milford Management Corp., et al.,
Third Party Defendants Respondents.

X

Defendant appellant/third party plaintiff appellant T.D. Bank, N.A., formerly known as Commerce Bancorp, Inc. having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on December 13, 2011 (Appeal No. 6315),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David B. Saxe
David Friedman
Rolando T. Acosta
Helen E. Freedman, Justices.

-----X

Verizon New York, Inc., et al.,
Plaintiffs-Respondents,

-against-

M-49
Index No. 602146/08

Optical Communications Group, Inc.,
Defendant-Appellant.

-----X

Defendant-appellant having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on December 1, 2011 (Appeal No. 4598),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
James M. Catterson
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X

Rosalind Cole,
Plaintiff-Appellant,

-against-

M-86
Index No. 106530/05

Mark Johnson, D.D.S.,
Defendant-Respondent,

Lenox Hill Hospital, et al.,
Defendants.

-----X

Plaintiff-appellant having moved for an enlargement of time in which to seek reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on December 6, 2011 (Appeal No. 6233),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
James M. Catterson
Sheila Abdus-Salaam
Sallie Manzanet-Daniels, Justices.

-----X
Sivan Kinberg,
Plaintiff-Appellant,

-against-

M-334
Index No. 6493/04

N.Y.C.T.A.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeals from the order of the Supreme Court, Bronx County, entered on or about January 11, 2011, and from an order of the same Court and Justice entered on or about April 28, 2011,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2012 Term and otherwise denied. Sua sponte the appeal taken from the order entered April 28, 2011 is dismissed as taken from a non appealable order.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
James M. Catterson
Dianne T. Renwick
Helen E. Freedman, Justices.

-----X

Justinian Capital SPC, for
and on behalf of Blue Heron
Segregated Portfolio,
Plaintiff-Appellant,

-against-

M-358
Index No. 600975/10

WestLB AG, New York Branch, et al.,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on December 27, 2011 (Appeal No. 6438N),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
James M. Catterson
Dianne T. Renwick
Nelson S. Román, Justices.

-----X

The People of the State of New York,
ex rel. Michael G. Dowd, Esq., on
behalf of Manuel Pinero,
Relator-Appellant,

-against-

M-5678

Index No. 113052/11
Ind. No. 4705/11

Dora B. Schriro, Commissioner,
New York City Department of Corrections,
Respondent-Respondent.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about December 12, 2011, which denied and dismissed relator's petition for a writ of habeas corpus,

And an order of a Justice of this Court having been entered December 16, 2011, granting defendant interim bail and upon posting thereof ordering, inter alia, release of Manuel Pinero pending hearing and determination of a motion for bail pending appeal,

And relator-appellant having moved on Manuel Pinero's behalf to be admitted to reasonable bail and/or released on recognizance pending hearing and determination of the appeal herein,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the application for bail and/or release on recognizance pending appeal is denied and the interim bail granted by the order of a Justice of this Court dated December 16, 2011 is hereby revoked and vacated. In the event bail has been posted and Mr. Pinero has been released, he is ordered to surrender himself to Supreme Court, New York County, forthwith, for resumption of remand without bail.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rolando T. Acosta
Helen E. Freedman
Sheila Abdus-Salaam, Justices.

-----X
In the Matter of the Application of

Shahid Tanvir,
Petitioner,

For a Judgment Pursuant to Article 78
of the CPLR,

M-302
Index No. 106868/10

-against-

New York City Health & Hospitals
Corporation,
Defendant.

-----X

An Article 78 proceeding to review a determination of respondent having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about September 17, 2010,

And petitioner-appellant having moved for an enlargement of time in which to perfect the aforesaid proceeding,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the proceeding to the September 2012 Term, with no further enlargements to be granted.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rolando T. Acosta
Helen E. Freedman
Sheila Abdus-Salaam, Justices.

-----X
James Rosenfold,
Plaintiff-Appellant,

-against-

The Long Island Railroad Company,
Defendant-Respondent.

M-426
Index No. 603453/06

-----X

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about December 20, 2010,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2012 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rolando T. Acosta
Helen E. Freedman
Sheila Abdus-Salaam, Justices.

-----X
In the Matter of the Application of

Shacoya Brooks,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

M-461
Index No. 401384/11

-against-

New York City Housing Authority,
Respondent-Respondent.

-----X
An Article 78 proceeding to review a determination of respondent, having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about December 1, 2011,

And respondent-respondent having moved to dismiss the aforesaid proceeding for failure to timely transfer and have filed the record to this Court,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted unless the aforesaid proceeding is perfected for the September 2012 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rolando T. Acosta
Helen E. Freedman
Sheila Abdus-Salaam, Justices.

-----X
Timothy Williams,
Plaintiff-Appellant,

-against-

The City of New York,
Defendant-Respondent.

M-557
Index No. 8254/04

-----X

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about August 18, 2010,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2012 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rosalyn H. Richter
Sheila Abdus-Salaam, Justices.

-----X
Doron M. Kalir, Esq.,
Plaintiff-Respondent,

-against-

Robert Ottinger, Esq. and The
Ottinger Firm, P.C.,
Defendants-Appellants.

M-635
M-811
Index No. 106470/10

-----X

Appeals having been taken from the order of the Supreme Court, New York County, entered on or about January 19, 2011 and an order of the same Court and Justice entered on or about March 3, 2011, respectively, and said appeals having been perfected,

And defendants-appellants having moved for leave to withdraw their appeals and for certain legal costs relating to the instant motion (M-635),

And plaintiff-respondent having cross-moved for an award of the legal costs relating to their answering briefs on the appeal (M-811),

Now, upon reading and filing the papers with respect to the motion and cross motion, and due deliberation having been had thereon,

It is ordered that motion is granted to the extent of deeming the appeals withdrawn and otherwise denied (M-635). The cross motion is denied (M-811).

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
David Friedman
Leland G. DeGrasse
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-478
Ind. No. 5441/08

Joseph Montimaire,
Defendant-Appellant.

-----X

Defendant-appellant having moved for reargument of the decision and order of this Court entered on January 5, 2012 (Appeal No. 6036),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. David B. Saxe, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Leland G. DeGrasse
Rosalyn H. Richter, Justices.

-----X
Lorenzo Catlett,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-460
of the Civil Practice Law and Rules, Index No. 401865/10

-against-

New York City Housing Authority,
Respondent-Respondent.
-----X

Respondent-respondent having moved for dismissal of the appeal taken from the judgment of the Supreme Court, New York County, entered on or about January 14, 2011

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted and the appeal is dismissed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. David B. Saxe, Justice Presiding,
David Friedman
Karla Moskowitz
Helen E. Freedman
Rosalyn H. Richter, Justices.

-----X
135 East 57th Street LLC,
Plaintiff-Appellant,

-against-

M-5867
Index No. 101857/10

Daffy's Inc.,
Defendant-Respondent.

-----X

Plaintiff-appellant having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on November 22, 2011 (Appeal No. 5756),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. David B. Saxe, Justice Presiding,
David Friedman
Rolando T. Acosta
Leland G. DeGrasse
Sheila Abdus-Salaam, Justices.

-----X
Frances Ashley Rubacha,
Plaintiff-Appellant,

-against-

M-161
Index No. 306003/10

Paul Rubacha,
Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about December 27, 2011,

And plaintiff-appellant having moved to stay the aforesaid order of said Supreme Court entered on or about December 27, 2011, pending hearing and determination of the appeal taken therefrom,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. David B. Saxe, Justice Presiding,
John W. Sweeny, Jr.
James M. Catterson
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X

B.R. Fries & Associates, LLC, et al.,
Plaintiffs-Respondents,

-against-

M-5853
Index No. 109557/07

Illinois Union Insurance Company, et al.,
Defendants-Appellants,

J.C. Steel Corp., et al.,
Defendants.

-----X

Defendant-appellant Illinois Union Insurance Co. having moved for reargument and/or renewal of the decision and order of this Court entered on November 29, 2011 (Appeal Nos. 5426 - 5426A -5426B),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. David B. Saxe, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Leland G. DeGrasse
Rosalyn H. Richter, Justices.

-----X
Mohammed Chaudhary and Tauseef
Chaudhary,
Plaintiffs-Appellants,

-against-

M-373
Index No. 401258/08

Brian D. Gold Sr., et al.,
Defendants-Respondents.
-----X

Plaintiffs-appellants having moved for an enlargement of time in which to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 14, 2011 (mot. seq. no. 011),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the September 2012 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. David B. Saxe, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Leland G. DeGrasse
Rosalynd H. Richter, Justices.

-----X

Cactus 4, LLC,
Petitioner-Landlord-Appellant,

-against-

M-455
Index No. 570358/11

Amir Farah,
Respondent-Tenant-Respondent,

"John Doe" and "Jane Doe",
Respondents-Undertenants.

-----X

Petitioner-landlord-appellant having purported to appeal from the order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County, on or about November 2, 2011,

And petitioner-landlord-appellant having moved to stay the aforesaid order pending hearing and determination of the purported appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Nelson S. Román,
Justice of the Appellate Division

-----X
In the Matter of the Application of

Dan Calica, individually and as
representative for 60 West 76th Street
Tenants Association,
Petitioner-Respondent,

M-211
Index No. 107085/11

LEAVE TO APPEAL
GRANTED

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

-against-

New York Division of Housing and
Community Renewal,
Respondent,

-and-

60 West 76th LLC,
Respondent-Appellant.

-----X

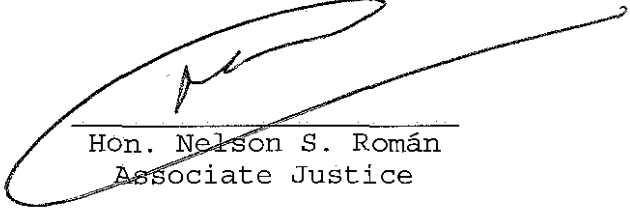
Respondent, 60 West 76th LLC, having moved for leave to appeal
to this Court from the order of the Supreme Court, New York County,
entered on or about October 21, 2011,

Now, upon reading and filing the papers with respect to the
motion, and due deliberation having been had thereon,

It is ordered that the motion is granted. (See M-211A, decided
simultaneously herewith.)

Dated: March 5, 2012

New York, New York


Hon. Nelson S. Román
Associate Justice

Entered: MAR - 8 2012

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

Present: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Leland G. DeGrasse
Nelson S. Román, Justices.

X

In the Matter of the Application of

Dan Calica, individually and as
representative for 60 West 76th Street
Tenants Association,
Petitioner Respondent,

M-211A

Index No. 107085/11

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rule

against

New York Division of Housing and
Community Renewal,
Respondent,

and

60 West 76th LLC,
Respondent Appellant.

X

An order of this Court having been entered granting leave to appeal from the order of the Supreme Court, New York County, entered on or about October 21, 2011 (M 211),

And respondent appellant having moved for a stay of the aforesaid order pending hearing and determination of the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted on condition the appeal is perfected for the September 2012 Term. (See M 211, decided simultaneously herewith, granting respondent leave to appeal to this Court.)

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Karla Moskowitz, Justice Presiding,
Dianne T. Renwick
Leland G. DeGrasse
Sheila Abdus-Salaam
Nelson S. Román, Justices.

-----X

Luis Arce,
Plaintiff-Respondent,

-against-

1704 Seddon Realty Corp., et al.,
Defendants-Appellants.

-----X

M-41
Index No. 300228/09

Plaintiff-respondent having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on November 22, 2011 (Appeal No. 6131),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

PM ORDERS
ENTERED ON
MARCH 6, 2012

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 6, 2012.

Present - Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
James M. Catterson
Karla Moskowitz
Nelson S. Román, Justices.

-----x
Mariellen Lane B.,

Plaintiff-Respondent,

-against-

Peter William B.,

Defendant-Appellant.
-----x

M-281
Index No. 306952/09

An appeal having been taken to this Court from orders of the Supreme Court, New York County, both entered on or about January 18, 2012 (mot. seq. nos. 008, 010), and said appeal having been perfected,

And defendant-appellant having moved for a stay of enforcement of the orders pending hearing and determination of the appeal taken therefrom, an for other relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 6, 2012.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Rosalyn H. Richter
Sheila Abdus-Salaam, Justices.

-----x
Bank of New York, as Trustee for the
Certificate Holders of CWALT 2005-38,
Plaintiff-Respondent,

-against-

Paul C. Lounsbury, also known as Paul M-662
Craig Lounsbury, heir to the Estate M-787
of Lavina Nihoul Lounsbury, also known Index No. 116822/06
as Lavina Lounsbury,
Defendant-Appellant,

Jonathan M. Hunt, also known as
Jonathan McIndoe Hunt, etc., et al.,
Defendants-Respondents,

Board of Managers of 26 West 74
Condominium,
Defendant-Respondent.

-----x

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about June 23, 2010 (mot. seq. no. 004) [M-662],

And defendant-respondent, Board of Managers of 26 West 74 Condominium, having cross-moved to deny any further enlargements of time for defendant-appellant to perfect the aforesaid appeal [M-787],

Now, upon reading and filing the papers with respect to the motion and cross motion, and due deliberation having been had thereon,

It is ordered that the motion [M-662] is granted to the extent of enlarging the time to perfect the appeal to on or before March 19, 2012 for the June 2012 Term. Upon failure to so perfect, an order dismissing the appeal May be entered ex parte, provided respondent serves a copy of this order upon appellant within 10 days after the date of entry hereof. The cross motion [M-787] is granted accordingly, and otherwise denied.

ENTER:



CLERK

PM ORDERS
ENTERED ON
MARCH 8, 2012

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on March 8, 2012.

PRESENT: Hon. Richard T. Andrias, Justice Presiding,
John W. Sweeny, Jr.
Karla Moskowitz
Helen E. Freedman
Sallie Manzanet-Daniels, Justices.

-----X
In the Matter of the Application of
Terri Patterson
Petitioner-Respondent,

For a Judgment Pursuant to Article 75
of the Civil Practice Law and Rules

-against-

M-698
Index No. 111175/10

City of New York; New York City
Department of Education; Joel Klein
Chancellor of New York City
Department of Education,
Respondents-Appellants.

-----X

Respondents-appellants having moved for an enlargement of time in which to perfect the appeal from the order of the Supreme Court, New York County, entered on or about April 11, 2011,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to on or before March 19, 2012 for the June 2012 Term, with no further enlargements to be granted.

ENTER:


CLERK