

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 31, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David Friedman, Justices.

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

-against-

M-993  
Ind. No. 979/10

Viveth Seaton,  
Defendant-Appellant.  
-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about July 11, 2013,

Now, upon reading and filing the stipulation of the parties hereto, dated February 20, 2015, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 31, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
Richard T. Andrias  
David Friedman, Justices.

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

-against-

Pedro Alicea,  
Defendant-Appellant.

M-995  
Ind. Nos. 5902/06  
4631/10  
4750/10

-----X

An appeal having been taken to this Court from judgments of the Supreme Court, New York County, rendered on or about September 22, 2010, December 7, 2010 and December 8, 2010, respectively,

Now, upon reading and filing the stipulation of the parties hereto, dated February 27, 2015, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against- M-869  
Ind. No. 3326/11

Jose Bermudez,  
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 August 6, 2013, 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) one transcript 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,  
120 Wall Street, 28th Floor, New York, New York 10005, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against- M-871  
Ind. No. 3466/14

Corey Cintron,  
Defendant-Appellant.  
-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from a judgment of the Supreme Court, New York County,  
rendered on or about December 3, 2014, 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) one transcript 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,  
120 Wall Street, 28th Floor, New York, New York 10005, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.,

Presiding Justice,

Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-872

Ind. No. 4399/10

Rayheame Hill,  
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 March 13, 2014, 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) one transcript of the stenographic minutes of any  
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street,  
5th Floor, New York, New York 10038, Telephone No. 212-577-3688,  
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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.,

Presiding Justice,

Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-874

Ind. No. 2484/14

Antonio Lopez,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from a judgment of the Supreme Court, New York County,  
rendered on or about November 25, 2014, 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) one transcript of the stenographic minutes of any  
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street,  
5th Floor, New York, New York 10038, Telephone No. 212-577-3688,  
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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.,

Presiding Justice,  
  
  
  
Justices.

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

-against-

M-875  
Ind. No. 1300/14

Daniel Lynn,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from a judgment of the Supreme Court, New York County,  
rendered on or about November 26, 2014, 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) one transcript of the stenographic minutes of any  
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street,  
5th Floor, New York, New York 10038, Telephone No. 212-577-3688,  
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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez,

Presiding Justice,

Peter Tom

Angela M. Mazzairelli

David Friedman

John W. Sweeny, Jr.,

Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-876

Ind. No. 2885/13

Derrick McClassling,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from a judgment of the Supreme Court, New York County,  
rendered on or about July 9, 2014, 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,  
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Rules of this Court.

The court reporter shall promptly make and file with the criminal  
court (CPL §460.70) one transcript of the stenographic minutes of any  
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender,  
11 Park Place, Room 1601, New York, New York 10007, Telephone No.  
212-402-4100, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez,

Presiding Justice,

Peter Tom

Angela M. Mazzairelli

David Friedman

John W. Sweeny, Jr.,

Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-878

Ind. No. 2901/12

Case No. 48277C/12

Robert L. McCray, also known as  
Larry Evans also known as Larry McCray,  
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 6, 2014, for leave to have the appeal  
heard upon the original record and a reproduced appellant's brief, and  
for related relief,

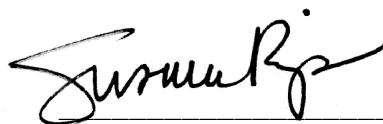
Now, upon reading and filing the papers with respect to the  
motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of  
permitting the appeal to be heard on the original record, except that  
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the original indictment(s), and upon a reproduced appellant's brief,  
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District Attorney of said county and files copies of such brief,  
together with the original record, pursuant to Rule 600.11 of the  
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The court reporter shall promptly make and file with the criminal  
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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.

Richard M. Greenberg, Esq., Office of the Appellate Defender,  
11 Park Place, Room 1601, New York, New York 10007, Telephone No.  
212-402-4100, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-879  
Ind. No. 1875/13

Shigetaka Ogiwara,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about October 28, 2014, 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) one transcript 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, 120 Wall Street, 28th Floor, New York, New York 10005, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-880  
Ind. No. 2384/13

Donald Orta,  
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 July 1, 2014, 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) one transcript of the stenographic minutes of any  
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street,  
5th Floor, New York, New York 10038, Telephone No. 212-577-3688,  
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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-881  
Ind. No. 2413/13

Tavon Rosser,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from a judgment of the Supreme Court, New York County,  
rendered on or about September 24, 2014, 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) one transcript 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,  
120 Wall Street, 28th Floor, New York, New York 10005, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-884  
Ind. No. 3112/13

Fidel Vega,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about December 8, 2014, 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) one transcript 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, 120 Wall Street, 28th Floor, New York, New York 10005, 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.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Dianne T. Renwick  
Leland G. DeGrasse  
Sallie Manzanet-Daniels  
Judith J. Gische, Justices.

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

-against-

Krazley Torres, also known as  
Marquis Rodriguez,  
Defendant-Appellant.

M-5927  
Ind. Nos. 4309/13  
3996/11

-----X

Defendant having moved for an enlargement of time in which to  
file a notice of appeal from the judgments of the Supreme Court,  
New York County, rendered on or about January 30, 2014, for leave to  
prosecute the appeal as a poor person upon the original record and  
upon a reproduced appellant's brief, and for assignment of counsel,

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 notice of appeal timely filed, and 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) one transcript of the stenographic minutes of any  
proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11  
Park Place, Room 1601, New York, NY 10007, Telephone No. (212) 402-4100,  
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.

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 31, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-6217  
Ind. No. 5131/11

Richard Alcantara,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Ronald Zweibel, J.), entered on or about December 10, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, 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 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 Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Zweibel as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Seymour W. James Jr., Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

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 31, 2015.

Present - Hon. Luis A. Gonzalez,                      Presiding Justice,  
                 Peter Tom  
                 Angela M. Mazzarelli  
                 David Friedman  
                 John W. Sweeny, Jr.,                      Justices.

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

-against-

M-6220  
Ind. No. 4297/02

Jose Colon,  
                 Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person,  
the appeal from the order of the Supreme Court, Bronx County (Albert  
Lorenzo, J.), entered on or about November 19, 2014, for leave to have  
the appeal heard upon the original record and upon a reproduced  
appellant's brief, for an enlargement of time in which to perfect the  
appeal, 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 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 Clerk of the Supreme Court shall expeditiously have made  
and file with the criminal court (CPL 460.70) one transcript of the  
stenographic minutes of the SORA hearing and any other proceedings  
before Justice Lorenzo as yet not transcribed. The Clerk shall  
furnish a copy of such transcripts to appellant's counsel, Seymour W.  
James, Jr., Esq., without charge, the transcripts to be returned to  
this Court when appellant's brief is filed.

The time within which appellant shall perfect this appeal is  
hereby enlarged until 120 days from the date of filing of the record.

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 31, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzairelli  
David Friedman  
John W. Sweeny, Jr., Justices.

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

-against-

M-6221  
Ind. No. 1143/95

Van Phu Bui,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, Bronx County (Alberto Lorenzo, J.), entered on or about December 3, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, 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 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 Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Lorenzo as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Seymour W. James, Jr., Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-6025  
Ind. No. 1205/12

Emmanuel Cherry,  
Defendant-Appellant.

-----X

An order of this Court having been entered on December 10, 2013 (M-4902) granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about May 21, 2013, and assigning Robert S. Dean, Esq., as counsel to prosecute the appeal; and a motion having been made to relieve such 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 the motion is granted to the extent of striking the designation of assigned counsel Robert S. Dean, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York 10007, Telephone No. (212)402-4100, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-6053  
Ind. No. 2684N/11

Jose Cruz Ortiz,  
Defendant-Appellant.

-----X

An order of this Court having been entered on December 2, 2014 (M-4793) assigning Robert S. Dean, Esq., as counsel to prosecute defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about August 12, 2014; and a motion having been made to relieve such counsel, and 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 granted to the extent of striking the designation of assigned counsel Robert S. Dean, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. (212) 577-3688, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the record, whichever is later.

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 31, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,  
Peter Tom  
David Friedman  
John W. Sweeny, Jr., Justices.

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

Respondent,

-against-

Shanequa Mascall,

Defendant-Appellant.  
-----X

M-6054  
Ind. Nos. 1585/12  
1831/10  
87/11

Appeals having been taken from the judgment of the Supreme Court, New York County, rendered on or about March 4, 2014 and from the judgments of the Supreme Court, Bronx County, rendered on or about June 28, 2013,

And an order of this Court entered October 16, 2014 (M-3417) inter alia, consolidating the aforesaid appeals, and other relief,

And defendant-appellant 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 to perfect the consolidated appeals to the September 2015 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 31, 2015.

Present:	Hon. Luis A. Gonzalez,	Presiding Justice,
	Rolando T. Acosta	
	Karla Moskowitz	
	Rosalyn H. Richter	
	Paul G. Feinman,	Justices.

-----X  
In the Matter of the Application of  
Robert Titza,

Petitioner-Appellant,	<b>M-776</b>
	Index No. 111177/11
For a Judgment Under Article 78 of the Civil Practice Law and Rules,	
-against-	
Raymond Kelly, etc., et al.,	

Respondents-Respondents.  
-----X

Petitioner-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 March 3, 2014,

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 to perfect the appeal to the October 2015 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 31, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,  
Rolando T. Acosta  
Karla Moskowitz  
Rosalyn H. Richter  
Paul G. Feinman, Justices.

-----X  
In the Matter of the Application of  
Anthony Munroe,  
Petitioner-Appellant,

**M-778**  
Index No. 103974/12

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

-against-

Raymond Kelly, etc., et al.,  
Respondents-Respondents.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about April 18, 2014,

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 to perfect the appeal to the October 2015 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 31, 2015.

Present - Hon. Peter Tom, Justice Presiding,  
Dianne T. Renwick  
Leland G. DeGrasse  
Sallie Manzanet-Daniels  
Darcel D. Clark, Justices.

-----x  
Arie Genger and Orly Genger, etc.,  
Plaintiffs,

-against-

Sagi Genger and TPR Investment Associates,  
Inc., etc.,  
Defendants-Appellants,

Glencova Investment Co., et al.  
Defendants-Respondents.

- - - - -  
Sagi Genger, individually and as assignee  
of The Sagi Genger 1993 Trust, and TPR  
Investment Associates,  
Cross-Claimants, Counterclaimants  
and Third-Party Claimants-Appellants,

M-769  
M-846  
Index No. 651089/10

-against-

Arie Genger, et al.,  
Third-Party Claimants-Defendants,

Glencova Investment Co., et al.,  
Crossclaim, Counterclaim and/or Third-  
Party Claim-Defendants-Respondents.

-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about January 8, 2015,

And cross claim, counter claim and/or third-party claim-defendants-respondents Glencova Investment Co., et al. having moved for dismissal of the aforesaid appeal for failure to file a timely record on appeal (M-769),

And third-party plaintiffs-appellants having cross-moved for an enlargement of time to perfect the aforesaid appeal (M-846),

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 to dismiss the appeal is granted unless the appeal is perfected for the September 2015 Term (M-769). The cross motion is granted to the extent of enlarging the time to perfect the appeal to said September 2015 Term (M-846).

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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

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

-against- M-5657  
Ind. No. 3118/09

Juan Carlos Rodriguez,  
Defendant-Appellant.

-----X  
An appeal having been taken to this Court from a judgment of **resentence** of the Supreme Court, New York County, entered on or about April 13, 2010,

And an order of this Court having been entered on or about January 17, 2012 (M-4536) granting poor person relief and assigning Steven Banks, Esq., as counsel on the appeal,

And successor assigned counsel Seymour W. James, Jr., Esq., having moved for an order dismissing 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 granted to the extent of deeming the appeal withdrawn.

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 31, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Karla Moskowitz, Justices.

-----X  
In the Matter of a Family Offense  
Proceeding Under Article 8 of the  
Family Court Act.

- - - - - M-5995  
Harold Austin L., Docket No. O-34021/14  
Petitioner-Appellant,

-against-

Susan Beth L.,  
Respondent-Respondent.

-----X

An order of this Court having been entered on October 21, 2014 (M-4097) granting petitioner-appellant leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about June 9, 2014, assignment of counsel, a free copy of the transcript, and related relief,

And court assigned appellate counsel Steven N. Feinman, Esq. having moved to be relieved as counsel on the ground that petitioner has retained an attorney to represent him,

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 assigned appellate counsel is relieved. Sua sponte, the order of this Court entered on October 21, 2014 (M-4097) is vacated.

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 31, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Leland G. DeGrasse  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

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

-against- M-5793  
Ind. No. 3241/09  
Charles Sleet,  
Defendant-Appellant.  
-----X

Defendant-appellant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about September 9, 2014,

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 notice of appeal timely 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 31, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Sallie Manzanet-Daniels, Justices.

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

-against- M-6179  
Ind. No. 3169/13  
Shakeem Rawls,  
Defendant-Appellant.  
-----X

Defendant-appellant having moved for an enlargement of time to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about January 29, 2014,

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 moving papers a timely filed notice of appeal.

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 31, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Leland G. DeGrasse  
Darcel D. Clark, Justices.

-----X

In the Matter of a Proceeding for  
Custody and/or Visitation Under  
Article 6 of the Family Court Act.

- - - - -  
Lawrence C.,

Petitioner-Respondent,

-against-

Anthea P.,

Respondent-Appellant.

- - - - -  
Alexander Carlin, Esq.,  
Attorney for the Children.

-----X

M-5020A  
Docket Nos.  
V-12847-48-07/13O  
V-12847-48/07/13Q  
V-12847-48/07/13R  
V-12847-48/07/13S  
V-12847-48/07/13T  
V-12847-48/07/13U

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about August 25, 2014, 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, Tennille M. Tatum-Evans, Esq., 260 Convent Avenue, Suite #34, New York, NY 10031, Telephone No. 347-645-6660, 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 therefor;<sup>1</sup> **within 30 days**

---

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

**(FCS 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 the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.** The order of this Court entered on March 3, 2015 (M-5020) is hereby recalled and vacated.

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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

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

-against-

**M-5398**  
Ind. Nos. 2868/11  
5805/11

Michael Reilly,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about April 2, 2014, for leave to have the appeal heard on the original record and upon 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) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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, 120 Wall Street, 28th Floor, 10005, 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.

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 31, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Karla Moskowitz, Justices.

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

-against-

M-6117  
Ind. No. 996/13

Donald McIntosh,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of resentence of the Supreme Court, New York County, entered on or about December 5, 2014, for leave to have the appeal heard upon the original record and upon 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 upon the original record 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) one transcript of the stenographic minutes of resentence. 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, 120 Wall Street, 28<sup>th</sup> 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.

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 31, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
David Friedman  
John W. Sweeny, Jr.  
Judith J. Gische  
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

M-344  
Ind. No. 1723/13

Moses Thomas,

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 6, 2014, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for relief pursuant to CPL 420.40 from a mandatory discharge, 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 from the aforesaid judgment 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) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and 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.

Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, 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.

The motion, to the extent it seeks relief pursuant to CPL 420.40, is denied, without prejudice to further proceedings in Supreme 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 31, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Karla Moskowitz, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

Rafael Perez,  
Defendant-Appellant.

M-6081  
Case Nos. 53125C/05  
2607C/05

-----X

Defendant-appellant, in connection with an appeal taken from the judgments of the Supreme Court, Bronx County, rendered on or about November 29, 2006, having moved for leave to file a pro se supplemental 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 directing defendant to serve and file 8 copies of his pro se supplemental brief on or before August 10, 2015 for the October 2015 Term, to which Term the appeal is adjourned. The Clerk of the Court is directed to forward to the Warden at the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, said transcript to be made available to appellant and returned by appellant to this Court when submitting the pro se supplemental brief hereto. The appeal will not be heard unless and until all material furnished to appellant has been returned.

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 31, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Karla Moskowitz, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-6094  
Ind. No. 5534/12

Nathan Marshal, also known as  
Nathan Marshall,

Defendant-Appellant.

-----X

Defendant-appellant, in connection with an appeal taken from the judgment of the Supreme Court, New York County, rendered on or about July 8, 2014, having moved for leave to file a pro se supplemental brief,

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, without prejudice to renewal of after submission of assigned counsel's brief and upon submission of a notarized affidavit setting forth, in detail, the specific issues sought to be raised in the proposed pro se supplemental 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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Leland G. DeGrasse  
Rosalyn H. Richter  
Paul G. Feinman, Justices.

-----X

Ivan Palaguachi,  
Plaintiff-Respondent,

-against-

**M-420**

Index No. 307536/09

Feldco Realty Co., et al.,  
Defendants-Respondents.

-----X

Feldco Realty LLC, etc., et al.,  
Third-Party Plaintiffs-Respondents,

-against-

Third-Party  
Index No.837461/10

Capires Verdes Corp.,  
Third-Party Plaintiff,

Olympus General Construction Corp.,  
Third-Party Defendants-Appellants.

-----X

Third-party defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about March 18, 2014,

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 to perfect the appeal to the September 2015 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 31, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
David Friedman  
John W. Sweeny, Jr.  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X  
Jose Brito,

Plaintiff-Respondent,

-against-

M-703  
Index No. 302568/13

RDJ Express Transport, et al.,

Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about April 17, 2014,

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 to perfect the appeal to the September 2015 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 31, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Leland G. DeGrasse  
Rosalyn H. Richter  
Paul G. Feinman, Justices.

-----X  
In the Matter of

Nashawn Dezmen C.,  
and Nyquasia Lisa M.,

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

M-806  
Docket Nos.  
N-31771-72/14

- - - - -  
Commissioner of the Administration  
for Children's Services,  
Petitioner-Respondent,

Temekia C.,  
Respondent-Appellant.

- - - - -  
Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Children.

-----X

Respondent-appellant having moved for an enlargement of  
time in which to perfect the appeal from the order of the Family  
Court, New York County, entered on or about August 12, 2014,

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 to perfect the appeal to the September 2015  
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 31, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Karla Moskowitz  
Rosalyn H. Richter, Justices.

-----X  
Nancy Wallach,  
Plaintiff-Appellant,

-against-

M-5494  
Index No. 100158/03

The City of New York, et al.,  
Defendants-Respondents.

-----X

Plaintiff-appellant, pro se, having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about December 18, 2013,

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 to perfect the appeal to the September 2015 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 31, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Richard T. Andrias  
Karla Moskowitz  
Rosalyn H. Richter, Justices.

-----X  
Joan Motichka,  
Plaintiff-Appellant,

-against-

M-5878  
Index No. 160158/13

MP 1291 Trust, et al.,  
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about January 17, 2014,

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 to perfect the appeal to the September 2015 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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Leland G. DeGrasse  
Rosalyn H. Richter  
Paul G. Feinman, Justices.

-----X

Margaret Lesley Marshall and Kim Neil  
Marshall,

Plaintiffs-Respondents,

**M-687**

Index No. 651067/13

-against-

Francis G. Fleming, et al.,  
Defendants-Appellants.

-----X

Defendants-appellants 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 May 8, 2014,

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 to perfect the appeal to the November 2015 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 31, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Leland G. DeGrasse  
Paul G. Feinman  
Judith J. Gische, Justices.

-----x

Katarzyna Joanna Krauze-Edelman,

Plaintiff-Respondent,

-against-

M-555

Index No. 304673/11

Lee Moss Edelman,

Defendant-Appellant.

-----x

An appeal having been taken to this Court from the order  
of the Supreme Court, New York County, entered on or about  
November 3, 2014,

And defendant-appellant having moved for a stay of  
enforcement of the aforesaid order and for a stay of all  
matrimonial proceedings pending hearing and determination of the  
appeal taken therefrom, and for related and 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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
David Friedman  
John W. Sweeny, Jr.  
Judith J. Gische  
Barbara R. Kapnick, Justices.

-----X

The People of the State of New York,  
Respondent,

**M-723**

-against-

Ind. No. 4595/08

Brandin Santiago,  
Defendant-Appellant.

-----X

Defendant-appellant, in connection with an appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about July 27, 2011, having moved for leave to file a pro se supplemental 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 directing defendant to serve and file 8 copies of his pro se supplemental brief on or before August 10, 2015 for the October 2015 Term, to which Term the appeal is adjourned. The Clerk of the Court is directed to forward to the Warden at the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, said transcript to be made available to appellant and returned by appellant to this Court when submitting the pro se supplemental brief hereto. The appeal will not be heard unless and until all material furnished to appellant has been returned.

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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Leland G. DeGrasse  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X  
In the Matter of the Application of  
The Port Authority of New York and  
New Jersey,  
Petitioner-Appellant,

**M-831**

For an Order Pursuant to Article 75  
of the Civil Practice Law and Rules  
Vacating an Arbitration Opinion and  
Award of a Certain Controversy,

Index No. 450618/13

-against-

The Port Authority Police Detectives  
Endowment Association, Inc.,  
Respondent-Respondent.

-----X

An appeal having been taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 10, 2014, and said appeal having been perfected,

And respondent-respondent having moved for leave to file a sur-reply brief with respect to 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 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 31, 2015.

Present - Hon. David Friedman,  
Dianne T. Renwick  
Karla Moskowitz  
Rosalyn H. Richter  
Darcel D. Clark,

Justice Presiding,  
  
Justices.

-----X  
Ammar Hameed,

Plaintiff-Appellant,

-against-

M-818  
Index No. 112190/11

NYRA, Inc., et al.,

Defendants-Respondents.

-----X

Defendants-respondents having moved for dismissal of the appeal taken from the order of the Supreme Court, New York County, entered on or about September 10, 2014, for failure to timely prosecute,

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 31, 2015.

Present - Hon. David Friedman,	Justice Presiding,
Rolando T. Acosta	
Karla Moskowitz	
Rosalyn H. Richter	
Barbara R. Kapnick,	Justices.

-----X  
In the Matter of the Application of  
Mary Ann Velazquez,  
Petitioner-Appellant,

For a Judgment Pursuant to Article 78  
of the CPLR,

-against-

M-789  
Index No. 400507/13

New York City Housing Authority,  
Respondent-Respondent.

-----X

An appeal having been taken to this Court from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about January 15, 2015,

And petitioner-appellant having moved for leave to prosecute the aforesaid appeal as a poor person, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, for a stay of a warrant of eviction pending hearing and determination of the appeal, and for other relief,

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

It is ordered that said motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the attorney for respondent and file 8 copies of such brief, together with the original record, with this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record, and it is further,

Ordered that the stay of the warrant of eviction is granted on condition petitioner-appellant pay use and occupancy equivalent to her rent each month commencing 10 days after service upon petitioner of this order with notice of entry, and continuing pending hearing and determination of the appeal and on further condition that the appeal is perfected for the September 2015 Term. Upon failure to comply with either condition, respondents-respondents may move on notice to vacate the aforesaid stay.

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 31, 2015.

PRESENT: Hon. Rolando T. Acosta, Justice Presiding,  
Dianne T. Renwick  
Paul G. Feinman  
Darcel D. Clark  
Barbara R. Kapnick, Justices.

-----X  
Fred Simcha Wang,  
Plaintiff-Appellant,

-against-

M-6069  
Index No. 653250/13

LSUC, et al.,  
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about September 10, 2014,

And plaintiff-appellant, pro se, having moved for the appointment of counsel on certain conditions, and/or an adjournment to allow plaintiff-appellant to submit a draft brief, and 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 31, 2015.

PRESENT - Hon. Leland G. DeGrasse, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

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

-against-

M-6051  
Ind. No. 2938/12

Mamady Kande,  
Defendant-Appellant.

-----X

Assigned counsel having moved for an order dismissing defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about December 18, 2012, without prejudice to reinstatement at such time appellant again becomes amenable to the jurisdiction of 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 to the extent of deeming the appeal withdrawn.

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 31, 2015.

PRESENT - Hon. Leland G. DeGrasse, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

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

-against- M-6107  
Ind. Nos. 65651C/04  
Jose Mendez, 2339C/05  
Defendant-Appellant.  
-----X

Defendant-appellant having moved to dismiss the appeal from the order of the Supreme Court, Bronx County, entered on or about December 12, 2012, denying resentence,

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 appeal withdrawn.

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 31, 2015.

PRESENT - Hon. Leland G. DeGrasse, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-6174  
Ind. No. 1221/10

Marvin McDowell,  
Defendant-Appellant.

-----X

Assigned counsel having moved for an order dismissing defendant's appeal from the judgment of the Supreme Court, New York County, rendered on or about October 3, 2012, without prejudice to reinstatement at such time appellant again becomes amenable to the jurisdiction of 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 to the extent of deeming the appeal withdrawn.

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 31, 2015.

PRESENT - Hon. Leland G. DeGrasse, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-6119  
Ind. No. 4621/12

Lindell Cox,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about September 9, 2014, for leave to have the appeal heard on the original record and upon 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 denied, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth the amount and sources of funds to pay the fee of trial counsel, Wayne Wiseman, Esq., to post the \$10,000 bail in the Supreme Court, the disposition thereof, and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

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 31, 2015.

PRESENT: Hon. Leland G. DeGrasse, Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Paul G. Feinman  
Judith J. Gische, Justices.

-----X  
Ibrahim Donmez,  
Petitioner-Appellant,

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

M-6254  
Index No. 401769/13

-against-

The Department of Consumer Affairs,  
Defendant-Respondent.

-----X

Petitioner-appellant, pro se, having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about March 12, 2014,

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 to perfect the appeal to the September 2015 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 31, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
John W. Sweeny, Jr.  
Karla Moskowitz  
Darcel D. Clark  
Barbara R. Kapnick, Justices.

-----X

Suzanne Amini,  
Plaintiff-Respondent,

-against-

**M-215A**

**M-549**

Index No. 305592/11

Joseph H. Nabavi,  
Defendant-Appellant.

-----X

An order of a Justice of this Court having been entered on March 31, 2015 (M-215), granting defendant leave to appeal to this Court from a certain portion of an order of the Supreme Court, New York County, entered on or about January 2, 2015,

And defendant having moved for a stay of the aforesaid portion of the order of the Supreme Court, New York County, entered on or about January 2, 2015 (M-215A),

And plaintiff-respondent having cross-moved for the dismissal of the aforesaid appeal (M-549),

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 defendant's motion for a stay is denied (M-215A), and plaintiff-respondent's cross motion is denied as academic (M-549). (See M-215, decided simultaneously herewith.)

ENTER:

  
CLERK

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

BEFORE: Hon. Barbara R. Kapnick  
Associate Justice of the Appellate Division

-----X  
SUZANNE AMINI,

Plaintiff-Respondent,

-against-

M-215  
Index No. 305592/11

JOSEPH H. NABAVI,

Defendant-Appellant

-----X

Defendant-appellant having moved for leave to appeal to this Court from that portion of the order of the Supreme Court, New York County, entered on or about January 2, 2015 (Drager, J.), which directs defendant-appellant to pay the plaintiff-respondent temporary maintenance in the amount of \$10,000 per month,

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.



Hon. Barbara R. Kapnick  
Associate Justice

Dated: February 23, 2015  
New York, New York

Entered: MAR 31 2015