

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 May 21, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzarelli
Leland G. DeGrasse
Barbara R. Kapnick, Justices.

-----X
Richard Yarusso,

Plaintiff-Appellant,

-against-

M-1127

Index No. 101007/13

The City of New York and The New York
City Police Department,

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 June 11, 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 denied and, sua sponte, 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 May 21, 2015.

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

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

Austrolyn O.,
Petitioner-Respondent,

M-1035
Docket No. V-37573/14

-against-

Michelle R.,
Respondent-Appellant.

Colleen Samuels, Esq.,
Attorney for the Child.

-----X
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 February 6, 2015, for the 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, Larry S. Bachner, Esq., 153-01 Jamaica Avenue, Suite #201, Jamaica, NY 11432, Telephone No. (917) 378-0176, 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;¹ **within 30 days (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.**

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 May 21, 2015.

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

-----X
In the Matter of a Proceeding for
Paternity Under Article 5 of the
Family Court Act.

- - - - -
Commissioner of Social Services
on behalf of Maria G.,
Petitioner-Respondent,

M-1039
Docket No. P-26689/13

-against-

Rafael V.,
Respondent-Respondent,

Chelsey G.,
Respondent-Appellant/Child.

- - - - -
Larry S. Bachner, Esq.,
Attorney for the Child,
Chelsey G.

-----X

Brian J. Carley, Esq., Family Court attorney for the subject child, having moved on said child's behalf for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about September 15, 2014, 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, Larry S. Bachner, Esq., 153-01 Jamaica Avenue, Suite #201, Jamaica, NY 11432, Telephone No. (917) 378-0176, 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 State of New York from funds available therefor;¹ **within 30 days (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.**

ENTER:



CLERK

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

CORRECTED ORDER -- May 26, 2015

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 May 21, 2015.

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

-----X
In the Matter of a Guardianship
Proceeding Under New York
Family Court Law § 661

Georgine H.,
Petitioner-Respondent,

M-1086
Docket Nos. V-14424/13
G-13317/13

-against-

Daniel M.,
Respondent-Appellant.

-----X
Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, **Bronx** County, entered on or about January 30, 2015, 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, Kenneth M. Tuccillo, Esq., 591 Warburton Avenue, #576, Hastings On Hudson, NY 10706, Telephone No. 914-439-4843, 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

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

CORRECTED ORDER - May 26, 2015

(M-1086)

-2-

May 21, 2015

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

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 May 21, 2015.

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

-----X

In the Matter of

Ricardo M. J.,

M-1117

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

Docket No. NN-4370/13

- - - - -

Administration for Children's Services,
Petitioner-Respondent,

Kiomara A.,
Respondent-Appellant.

- - - - -

Taisha Chambers, Esq.,
The Children's Law Center,
Attorney for the Child.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an Order of Fact-Finding of the Family Court, Bronx County, entered on or about November 13, 2013 and from an Order of Disposition of said Family Court, entered on or about March 21, 2014, 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, New York 11791, Telephone No. (516) 921-8800,

May 21, 2015

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;¹ **within 30 days (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.**

ENTER:



CLERK

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

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th 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 May 21, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzairelli
Barbara R. Kapnick
Darcel D. Clark, Justices.

-----X
In the Matter of John Dixon,
Petitioner-Appellant,

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

-against-

M-1466
Index No. 400280/14

New York City Police Department,
Respondent-Respondent.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, entered on or about October 16, 2014, and 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 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 serve 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. Motion 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 May 21, 2015.

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

-----X

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

Ninoska M.,
Petitioner-Appellant,

M-1087
Docket No. V-04648-00/14E

-against-

Timothy C.,
Respondent-Respondent.

-----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 September 4, 2014, 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, Kenneth M. Tuccillo, Esq., 591 Warburton Avenue, #576, Hastings On Hudson, New York, NY 10706, Telephone No. (914)439-4843, 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.

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 May 21, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzaelli
Leland G. DeGrasse
Barbara R. Kapnick, Justices.

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

-against-

M-722
Ind. No. 831/83

Melvin Williams,
Defendant-Appellant.

-----X

An order of this Court entered on March 24, 1998 (M-1084) having granted respondent's motion to dismiss the appeal taken from a judgment of the Supreme Court, Bronx County, rendered on or about March 26, 1984,

And an order of this Court entered on December 27, 2007 (M-5722) having denied defendant-appellant's motion for leave to file a late notice of appeal,

And defendant-appellant having moved to reinstate the aforesaid appeal, and upon reinstatement, granting leave to prosecute, as a poor person, the aforesaid appeal, 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 reinstating the aforesaid appeal, without prejudice to a renewed motion by the People to dismiss the aforesaid appeal, 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 addressing the arguments set forth by the People with respect to dismissal of the appeal for failure to prosecute and for the purposes of the appeal thereafter, is some proceeds. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record or from this Court's determination of a motion to dismiss, whichever is later. Sua sponte, the orders of this Court entered on March 24, 1998 (M-1084) and December 27, 2007 (M-5722) are 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 May 21, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzarelli
Leland G. DeGrasse
Barbara R. Kapnick, Justices.

-----X

OTR Media Group, Inc.,
Petitioner-Appellant,

-against-

M-1457
Index No. 151531/14

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

-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about June 30, 2014,

And petitioner-appellant having moved for an enlargement of time to perfect 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 enlarging the time to perfect the aforesaid 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 May 21, 2015.

Present - Hon. Luis A. Gonzalez, Presiding Justice,
Angela M. Mazzaelli
Leland G. DeGrasse
Barbara R. Kapnick, Justices.

-----X
Diana Joy Ingham, derivatively on
behalf of Cobalt Asset Management,
L.P.,
Plaintiff-Respondent,

-against-

Charles R. Thompson,
Defendant-Appellant,

M-1193
Index No. 651145/10

Cobalt Holding Co., Inc., et al.,
Defendants,

-and-

Cobalt Asset Management, L.P.,
Nominal Defendant.

-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about March 17, 2015 (mot. seq. no. 009),

And defendant-appellant having moved, pursuant to CPLR 5519, for a stay of the aforesaid order which granted plaintiff-respondent appointment of her personal accountant as receiver for Cobalt Holdings Co., Inc., and specifically provides said person with authority to manage and liquidate two related entities,

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 continuing the interim stay granted by the order of a Justice of this Court dated March 20, 2015, on the same terms and conditions and on condition defendant-appellant perfects the appeal for the September 2015 Term. Upon failure to so perfect or otherwise comply with the terms of the interim relief plaintiff may move on notice to vacate the 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 May 21, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

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

David B.,
Petitioner-Respondent,

-against-

CONFIDENTIAL

M-1505
Docket Nos. V-15743-10/13E
V-15744-10/13E
V-15743-10/13F
V-15744-10/13F

Katherine G.,
Respondent-Appellant.

Randall Carmel, Esq.,
Attorney for the Children.

-----X
An order of this Court having been entered on March 17, 2015 (M-795), granting respondent-appellant poor person relief and assignment of counsel in connection with the appeal from an order of the Family Court, New York County, entered on or about January 23, 2015,

And petitioner-respondent having moved for relief in the nature of renewal of the aforesaid motion (M-795), 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.

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 May 21, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David B. Saxe
Sallie Manzanet-Daniels
Judith J. Gische
Darcel D. Clark, Justices.

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

Respondent,

-against-

Jeremy Fulton,

M-1465
Ind. No. 5973/09

Defendant-Appellant.
-----X

Defendant-appellant pro se having moved for reargument of the decision and order of this Court entered on February 19, 2015 (Appeal No. 14268-14269),

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 May 21, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Richard T. Andrias
Leland G. DeGrasse
Judith J. Gische, Justices.

-----X
Bausch & Lomb Contact Lens Solution
Product Liability Litigation:

Plaintiffs' Steering Committee for
all Plaintiffs in New York Coordinated
Proceeding,

Plaintiffs-Appellants,

-against-

M-1044
Index No. 766000/07

Bausch & Lomb Contact Lens
Solution Product,

Defendant-Respondent.
-----X

Plaintiffs-appellants having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on February 10, 2015 (Appeal No. 14172),

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 May 21, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Paul G. Feinman, Justices.

-----X
Richard Kenny, et al.,

Plaintiffs-Respondents,

-against-

M-1404
Index No. 100791/12

Daniel Glaser, et al.,

Defendants-Appellants.
-----X

Plaintiffs-appellants having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on March 3, 2015 (Appeal No. 14382),

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 May 21, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Rosalyn H. Richter, Justices.

-----X
The South Tower Residential Board of
Managers of Time Warner Center,
Condominium,

Plaintiff-Respondent,

-against-

M-1692
Index No. 156148/12

The Ann Holdings, LLC, etc.,

Defendant-Appellant.
-----X

Defendant-appellant having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on April 9, 2015 (Appeal No. 14311A),

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 May 21, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
Paul G. Feinman
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4635
Ind. No. 1540/00

Jose Cosme Pizarro,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on December 29, 2005 (Appeal No. 7182), unanimously affirming a judgment of the Supreme Court, Bronx County (William Marcus, J.), rendered on July 1, 2003,

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 May 21, 2015.

Present - Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
David B. Saxe
Leland G. DeGrasse
Barbara R. Kapnick, Justices.

-----x
Kateri Residence, etc., et al.,

Plaintiffs-Respondents,

-against-

M-1374
Index No. 102836/06

Antonia C. Novello, M.D., etc.,
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 June 3, 2014 (mot. seq. no. 003),

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 May 21, 2015.

Present - Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----X

Buphinder Heer,
Plaintiff,

-against-

North Moore Street Developers,
L.L.C., et al.,
Defendant,

M-1460
Index No. 26408/00

Flomenhaft & Cannata,
Non-Party Appellant,

LFR Collections, LLP.,
Proposed Intervenor-Respondent.

-----X

Non-party appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about July 1, 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 May 21, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Leland G. DeGrasse
Rosalyn H. Richter
Barbara R. Kapnick, Justices.

-----X
Ronald Thorne,
Petitioner-Appellant,

-against-

New York City Housing Authority,
Respondent-Respondent.

-----X

M-1621

M-1774

Index No. 100260/14

Petitioner-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 June 19, 2014 (M-1621),

And respondent-respondent having cross-moved to dismiss the aforesaid appeal for failure to timely perfect (M-1774),

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 (M-1621). The cross motion is granted to the extent of dismissing the appeal unless perfected for said Term (M-1774).

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 May 21, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

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

-against-

M-1345
Ind. No. 5968N/11

Daniel Rivera,
Defendant-Appellant.

-----X

Assigned counsel for defendant having moved for an order dismissing defendant's appeal taken from a judgment of the Supreme Court, New York County, rendered on or about April 3, 2012, without prejudice to reinstatement at such time appellant 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 May 21, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Dianne T. Renwick
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

The People of the State of New York
ex rel. Gene Benito,

Petitioner,

M-1425

-against-

Antonio Cuin, Jr., Warden, M.D.C.,

Respondent.

-----X

And the above-named petitioner having moved for, inter alia, a writ of habeas corpus to be issued from 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 application for the writ is hereby denied, and the petition 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 May 21, 2015.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Diane T. Renwick
Barbara R. Kapnick, Justices.

-----X

In the Matter of the Application of
Cheryl White Grier,
Petitioner-Appellant,

M-1597

Index No. 100369/13

-against-

United Federation of Teachers,
et al.,
Respondents-Respondents.

-----X

An appeal having been taken to this Court by petitioner from a judgment of the Supreme Court, New York County, entered on or about February 19, 2014,

And petitioner having renewed his motion for leave to prosecute said appeal as a poor person, for an enlargement of time to perfect said 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 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 May 21, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
In the Matter of the Application of
Virgil Miller,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-1699
Index No. 101207/14

New York City Housing Authority,
Defendant-Respondent.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, entered on or about March 25, 2015, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, 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 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 May 21, 2015.

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

-----X
Eric T. Schneiderman, etc., et al.,
Plaintiffs-Appellants-Respondents,

-against-

M-651
Index No. 250795/13

Mujahid Pervez, etc., et al.,
Defendants,

Nadia Pervez, et al.,
Defendants-Respondents-Appellants.

-----X

Defendants-respondents-appellants having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on January 15, 2015 (Appeal No. 13965),

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 May 21, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Dianne T. Renwick
Paul G. Feinman
Barbara R. Kapnick, Justices.

-----X
Turner Construction Company, et al.,
Plaintiffs-Appellants,

-against-

M-1671
Index No. 106513/09

The Harleysville Worcester Insurance
Company,
Defendant-Respondent,

J.E.S. Plumbing & Heating Corp.,
Defendant.

-----X

Plaintiffs-appellants having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from the decision and order of this Court entered on March 17, 2015 (Appeal No. 14241),

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 May 21, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Sallie Manzanet-Daniels
Darcel D. Clark
Barbara R. Kapnick, Justices.

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

-against-

M-1418
Ind. No. 4339/00

John Vasquez,
Defendant-Appellant.

-----X

Defendant-appellant, pro se, having moved for an enlargement of time to perfect the appeal from a judgment of **resentence** of the Supreme Court, Bronx County, rendered on or about March 5, 2012,

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 aforesaid appeal to the December 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 May 21, 2015.

Present: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
Rosalyn H. Richter
Judith J. Gische, Justices.

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

-against- **M-1443**
Ind. No. 2872/12

Ronald Jackson,
Defendant-Appellant,
-----X

An order of this Court having been entered on October 16, 2014 (M-3959) 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 April 8, 2014,

And assigned counsel, Richard M. Greenberg, Esq., having moved for an order to be relieved as counsel for defendant and to substitute other counsel to prosecute defendant's 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 striking the designation of assigned counsel Richard M. Greenberg, Esq., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Robert S. Dean, Esq., Center For Appellate Litigation, 120 Wall Street, 28th Floor, New York, NY 10005, Telephone No. (212)577-2523, as such counsel. The poor person relief previously granted is continued, and appellant's time 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 May 21, 2015.

PRESENT - Hon. David Friedman, Justice Presiding,
Richard T. Andrias
David B. Saxe
Rosalyn H. Richter
Judith J. Gische, Justices.

-----X

In re Asian American Legal Defense
and Education Fund, et al.,
Petitioners-Appellants,

-against-

M-1441
Index No. 103802/12

New York City Police Department,
et al.,
Respondents-Respondents.

-----X

Petitioners-appellants having moved for leave to appeal to the Court of Appeals from the decision and order of this Court entered on February 24, 2015 (Appeal No. 14128),

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 May 21, 2015.

Present: Hon. David Friedman, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Sallie Manzanet-Daniels, Justices.

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

-against-

M-1576
Ind. No. 3179/11

Roberto Rodriguez,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on April 17, 2014 (Appeal No. 12225), unanimously affirming the judgment of the Supreme Court, New York County, rendered on or about January 20, 2012,

And defendant having moved pro se for an order providing defendant with minutes of the proceedings below, including minutes of the Grand Jury proceedings,

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 May 21, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----x

Gwendolyn DeLuca,
Plaintiff-Respondent,

-against-

Cachet Management LLC, et al.,
Defendants,

M-1354
Index No. 159400/13

-and-

VII 752 West End Owner, LLC,
Defendant-Appellant.

-----x

Defendant-appellant having moved to withdraw their appeal from the order of the Supreme Court, New York County, entered on or about February 23, 2015,

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 May 21, 2015.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,
Diane T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----X
Daniele Malpeli,

Plaintiff-Appellant,

-against-

Balvir Singh and Jaswinder Singh,

Defendants-Respondents.
-----X

M-1613

Index No. 101885/11

Defendants-respondents having moved for dismissal of the appeal taken from an order of the Supreme Court, New York County, on or about May 22, 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 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 May 21, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-1637
Ind. No. 3520/13

Daniel Castro,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about November 12, 2014, for leave to prosecute the appeal as a poor person 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 deeming the notice of appeal as 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.

Seymour W. James, Jr., Esq., 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 May 21, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

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

-against-

M-1817
Ind. No. 2970N/13

Ramon Medina-Feliz,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about November 14, 2014, for leave to prosecute the appeal as a poor person 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 deeming the moving papers a timely filed notice of appeal 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.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th 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 May 21, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----X
Marie M. Josa,
Plaintiff-Appellant,

-against-

M-1689
Index No. 400712/14

Auburn Family Residence, et al.,
Respondents-Respondents.
-----X

Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about March 31, 2015, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, 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 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 May 21, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----X

In the Matter of

Brenda B.,

A Person Alleged to be a Juvenile
Delinquent,

M-1644
Docket No. D-32136/14

Respondent-Appellant.

-----X

Respondent-appellant having moved for an enlargement of time to perfect the appeal from the order of disposition of the Family Court, New York County, entered on or about June 10, 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 May 21, 2015.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Richard T. Andrias
Karla Moskowitz
Judith J. Gische, Justices.

-----X
SBC 2010-1, LLC,

Plaintiff-Appellant-Respondent,

-against-

Al-Flamingo Realty LLC,
Defendant-Respondent-Appellant,

M-1737

Index No. 380330/11

-and-

New York State Department of Taxation
and Finance, et al.,
Defendants.

-----X

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, Bronx County, entered on or about June 2, 2014,

And plaintiff-appellant having moved for an enlargement of time to perfect the direct 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 enlarging the time to perfect the appeal and cross 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 May 21, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Paul G. Feinman
Darcel D. Clark, Justices.

-----X
In re James Amoroso,

Petitioner,

-against-

Hon. Norma Ruiz, etc., et al.,

Respondents.
-----X

M-1688
Index No. 309307/09

Petitioner having moved for clarification of this Court's decision and order entered on March 24, 2015 (Appeal No. 14600 [M-65]),

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 May 21, 2015.

Present - Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Leland G. DeGrasse
Roselyn H. Richter, Justices.

-----X
Norma D'Avanzo,

Plaintiffs-Respondents,

-against-

M-1261A
Index No. 306839/10

Danielle Triolo,

Defendant-Appellant.
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, Bronx County, entered on or about October 25, 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 October 2015 Term. The order of this Court entered on April 30, 2015 (M-1261) 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 May 21, 2015.

PRESENT - Hon. Rolando T. Acosta, Justice Presiding,
David B. Saxe
Leland G. DeGrasse
Rosalyn H. Richter, Justices.

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

-against-

M-743
Ind. No. 953/08

Robert Harris,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on August 7, 2012 (Appeal No. 7906), unanimously affirming a judgment of the Supreme Court, Bronx County (Peter Benitez, J.), rendered on April 11, 2011,

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

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

BEFORE: Hon. John W. Sweeny, Jr.
Justice of the Appellate Division

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

M-1306
Ind. No. 4703/13

-against-

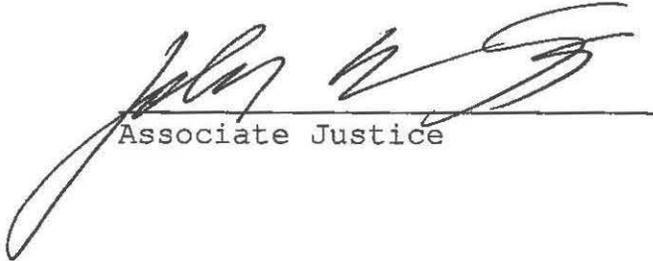
CERTIFICATE
DENYING LEAVE

Maximo Mazzini,

Defendant.

-----X

I, John W. Sweeny, Jr., a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about October 21, 2014 (Jill Konviser, J.) is hereby denied.


Associate Justice

Dated: May 1, 2015
New York, New York

ENTERED: MAY 21 2015

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

BEFORE: Hon. Richard T. Andrias,
Associate Justice

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

M-5440
Ind. No. 953/08

-against-

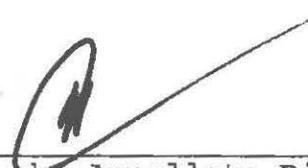
Robert Harris,

CERTIFICATE DENYING
RENEWAL OF LEAVE
TO APPEAL

Defendant.
-----X

I, Richard T. Andrias, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application made by the above-named defendant for renewal of his motion for a certificate pursuant to Criminal Procedure Law Section 460.15, which motion was denied by order entered July 17, 2014 (M-2728), and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and defendant's motion to renew his motion for permission to appeal from the Order of the Supreme Court, Bronx County (Peter J. Benitez, J.) entered December 24, 2013, which denied defendant's motion pursuant to CPL 440.10, is hereby denied.

Dated: New York, New York
May 6, 2015


Justice of the Appellate Division

ENTERED MAY 21 2015

STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. David B. Saxe
Justice of the Appellate Division

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

M-913
NY Co. Ind No.
4265/04

-against-

CERTIFICATE
DENYING LEAVE

Isaac Eubanks,

Defendant.

-----X
I, David B. Saxe, a Justice of the Appellate Division, First
Judicial Department, do hereby certify that, upon application
timely made by the above-named defendant for a certificate
pursuant to Criminal Procedure Law section 460.15, and upon the
record and proceedings herein, there is no question of law or
fact presented which ought to be reviewed by the Appellate
Division, First Judicial Department, and permission to appeal
from the order of the Supreme Court, New York County, entered on
or about January 14, 2014 is hereby denied.

Dated: *May 12, 2015*
New York, New York

ENTERED

MAY 21 2015

David B. Saxe
Justice of the Appellate Division

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

BEFORE: Hon. Leland G. DeGrasse
Justice of the Appellate Division

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

M-1420
Ind. No. 5403/97

-against-

CERTIFICATE
DENYING LEAVE

Carl Vincent a/k/a Karl Vinson,
Defendant.

-----X

I, Hon. Leland G. DeGrasse, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about October 8, 2014, is hereby denied.

Dated: New York, New York
May 4, 2015

ENTERED

MAY 21 2015



Hon. Leland G. DeGrasse
Justice of the Appellate Division

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

BEFORE: Hon. Leland G. DeGrasse
Justice of the Appellate Division

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

M-1512
Ind. No. 1573/03

-against-

CERTIFICATE
DENYING LEAVE

Jamal Grant,

Defendant.

-----X

I, Hon. Leland G. DeGrasse, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about February 20, 2015, is hereby denied.

Dated: New York, New York
May 7, 2015



Hon. Leland G. DeGrasse
Justice of the Appellate Division

ENTERED

MAY 21 2015

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

BEFORE: Hon. Rosalyn H. Richter
Justice of the Appellate Division

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

M-1484
Ind. No. 3631/11

-against-

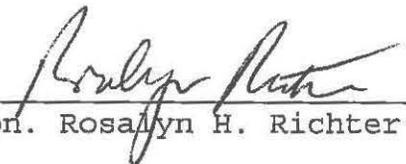
CERTIFICATE
DENYING LEAVE

Efrain Massapinero,

Defendant.

-----X

I, Rosalyn H. Richter, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about January 12, 2015, is hereby denied.



Hon. Rosalyn H. Richter

Dated: May 12, 2015
New York, New York

ENTERED: MAY 21 2015

STATE OF NEW YORK
APPELLATE DIVISION: FIRST DEPARTMENT

BEFORE: Hon. Rosalyn H. Richter
Justice of the Appellate Division

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

-against-

M-1672
Ind. No. 4823/2012

Stephen Baptiste,
Defendant.

ORDER DENYING ROR OR
BAIL PENDING APPEAL

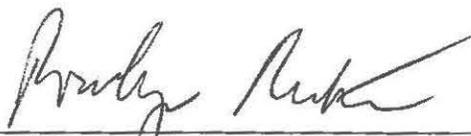
-----X

An appeal having been taken to this Court by the above-named defendant from the judgment of the Supreme Court, New York County, rendered on or about March 31, 2014, and defendant having moved, pursuant to CPL 460.50 and 530.50 for an order of recognizance or to be admitted to bail pending hearing and determination of the aforesaid appeal,

Now, upon reading and filing the notice of motion, with proof of due service thereof, and the papers filed in support of said motion, and further papers filed in relation thereto; and due deliberation having been had thereon,

It is ordered that the motion be and the same hereby is denied.

Dated: May 7, 2015
New York, New York



Hon. Rosalyn H. Richter
Associate Justice

ENTERED: MAY 21 2015

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

BEFORE: Hon. Paul G. Feinman
Justice of the Appellate Division

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

M-640 & M-904
Ind. No. 1563/98

-against-

CERTIFICATE
DENYING LEAVE

Donald A. Allen

Defendant.

-----X
I, Paul G. Feinman, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and for related relief, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County (Roger S. Hayes, J.), entered on or about November 14, 2014, is hereby denied. So much of the motion which seeks poor person and other relief is denied as academic.


Associate Justice

Dated: April 29, 2015
New York, New York

ENTERED: **MAY 21 2015**