

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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

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

-against-

Jose Polanco, also known as
Tito Moncado,
Defendant-Respondent.

M-3155
Ind. Nos. 14542/91
14786/91

-----X

An appeal having been taken from the order of the Supreme Court, New York County, rendered on or about October 19, 2006,

Now, upon reading and filing the stipulation of the parties hereto, filed June 24, 2008, and due deliberation having been had thereon, it is

Ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

E N T E R


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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

-against-

M-3192
Ind. Nos. 4395/97
4405/94
6410/04

Angel Cortez, also known as Angel
Baez, also known as Angelo Ortiz,
Defendant-Respondent.

-----X

An appeal having been taken from orders of the Supreme Court, New York County, entered on or about August 9, 2007 and August 16, 2007, respectively,

Now, upon reading and filing the stipulation of the parties hereto, dated June 26, 2008, 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It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

-----X
Brian Rogers and Rosanna Rogers,
Plaintiffs,

-against-

M-3199
Index No. 115713/05

2 Gold LLC, 2 Gold GC, LLC, 95 Maiden
Lane, Madan Violeta and Rockrose
Development Corp.,
Defendants.

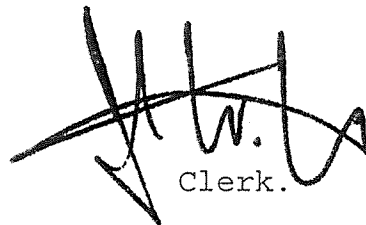
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about May 12, 2008 (mot. seq. no. 002),

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, dated June 18, 2008, and due deliberation having been had thereon,

It is ordered that the appeal, previously perfected for the September 2008 Term, is withdrawn in accordance with the aforesaid stipulation.

ENTER:


Clerk.

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2490
DC #47
-against- Ind. No. 3240/03

Luis A. Garcia,
Defendant-Appellant.

-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or November 1, 2004,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice,

And appellant having moved (M-2490) to dismiss the appeal without prejudice to reinstatement on the grounds that defendant has been deported,

Now, upon reading and filing the papers with respect to the motion, and due deliberation upon the Court's own motion (M-2490) due deliberation having been had thereon, it is

Ordered, that the aforesaid 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2502
DC #57
-against- Ind. No. 4833/94

James Johnson,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about February 22, 1995,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the November 2008 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2434
DC #27
-against- Ind. No. 7581/99

Sherman Adams,

Defendant-Appellant.
-----X

Appeals having been taken to this Court by defendant from the judgments of the Supreme Court, New York County, rendered on or about July 9, 2008 and August 2, 2007, respectively,

And said appeals not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeals is enlarged to the January 2009 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2436
-against- DC #29
Ind. No. 3312/97

David Barrow,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about April 12, 2007,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the January 2009 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

Present: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2441
DC #32
-against- Ind. No. 1505/04

Anthony Brewer,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about July 6, 2006,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the January 2009 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2453
DC #39
-against- Ind. No. 3481/04

Mario Colon,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, Bronx County, rendered on or about May 4, 2006,

And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the January 2009 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2493
DC #50
-against- Ind. No. 2011/05

Roscoe Glinton,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about November 21, 2006,

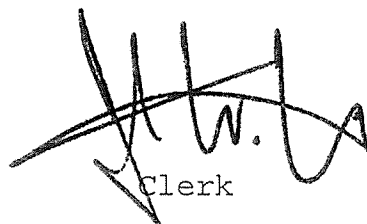
And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the January 2009 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
Richard T. Andrias
David B. Saxe, Justices.

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

Respondent, M-2531
DC #83
-against- Ind. No. 6657/04

Jerry Williams,

Defendant-Appellant.
-----X

An appeal having been taken to this Court by defendant from the judgment of the Supreme Court, New York County, rendered on or about June 1, 2005,

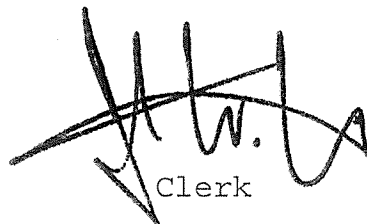
And said appeal not having been brought on for hearing pursuant to the provisions of the Rules of Practice of the Appellate Division, First Department,

And a calendar call having been held by the Clerk of the Court on May 15, 2008, pursuant to Rule 600.12(c) of said Rules of Practice, and counsel for appellant having submitted an affirmation seeking an enlargement of time in which to perfect the appeal,

Now, upon the Court's own motion, it is

Ordered that appellant's time in which to perfect the appeal is enlarged to the January 2009 Term of this Court and counsel is directed to so perfect.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Peter Tom
Luis A. Gonzalez
John T. Buckley
James M. Catterson, Justices.

-----X
In the Matter of a Proceeding Under
Article 10 of the Family Court Act.

Ronald Anthony G. II,

M-2659
Docket No. N00152/08

A Child under the Age of 18 Years
Alleged to be abused and/or Neglected.

- - - - -
The Administration for Children's
Services,
Petitioners-Respondents,

Ronald G.,
Respondent-Appellant.

Sammantha J.,
Respondent.

- - - - -
Steven Banks, Esq.,
Law Guardian for the Child.

-----X
Respondent-appellant father, Ronald G., having moved for leave to prosecute, as a poor person, the appeal from the order of the Family Court, New York County, entered on or about April 23, 2008, and for assignment of counsel, a free copy of the transcript, and 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, Anne Reiniger, Esq., 801 Second Avenue, 7th Floor, New York, NY 10017, Telephone No. 212-972-5430, as counsel, for purposes of prosecuting the appeal;

July 22, 2008

(2) directing the Clerk of said Family Court to have transcribed within 60 days of service of a copy of this order upon the Clerk, 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; (3) permitting appellant to dispense with any fee for transferring the record from the Family Court to this Court; and (4) enlarging the time to perfect this appeal until 120 days from the date of filing of the record. Assigned counsel is directed to immediately subpoena the record from the Family Court and to 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman,	Presiding Justice,
Peter Tom	
Milton W. Williams	
Rolando T. Acosta,	Justices.

-----X
In the Matter of a Proceeding Under
Article 6 of the Family Court Act

Gregory L., B.,	M-1425
Petitioner-Appellant,	Docket No. V-10659/02
-against-	

Magdalena, G.,
Respondent-Respondent.

-----X

Respondent mother 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 March 4, 2008, and for assignment of counsel, a free copy of the transcript, a stay order for a new trial, and 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, Howard Simms, Esq., 295 Greenwich Street, Suite 222, New York, NY 10007, Telephone No. 646-485-4009, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed within 60 days of service of a copy of this order upon the Clerk, 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 60 days of

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

July 22, 2008

service of a copy of this order upon the Clerk; (3) permitting appellant to dispense with any fee for transferring the record from the Family Court to this Court; and (4) enlarging the time to perfect this appeal until 120 days from the date of filing of the record. Assigned counsel is directed to immediately subpoena the record from the Family Court and to serve a copy of this order upon the Clerk of the Family Court. The motion is otherwise denied.

ENTER:



Clerk

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
In the Matter of

Pathjrie D., also known as Patrij D.,

A Custody and Visitation Proceeding
Pursuant to Article 6 of the Family
Court Act.

M-2864
Docket No. V8299/03

Nimeh J.,
Petitioner-Appellant,

Administration for Children's Services
and Nadia J.,
Respondents-Respondents.

Steven Banks, Esq.,
Law Guardian for the Child.

-----X
An appeal having been taken from the order of the Family Court, Bronx County, entered on or about June 14, 2006 (Docket No. V8299/03) with an anticipated appeal from a prospective order of said Family Court under Docket No. B6231/02,

And respondent Lutheran Social Services of Metropolitan New York, Inc. having moved for dismissal of the aforesaid appeals,

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

It is ordered that the motion is denied. (See M-6808A entered June 24, 2008, a copy of which is annexed hereto.)

E N T E R:


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 June 24, 2008.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David B. Saxe
James M. Catterson, Justices.

-----X
In the Matter of

Pathjrie D., also known as Patrij D.,

M-6808A

A Custody and Visitation Proceeding
Pursuant to Article 6 of the Family
Court Act.

- - - - - Docket No. V8299/03
Nimeh J.,
Petitioner-Appellant,

Administration for Children's Services
and Nadia J.,
Respondents-Respondents.

- - - - -
Steven Banks, Esq.,
Law Guardian for the Child.

-----X

Petitioner-appellant grandmother, Nimeh J., having
moved for consolidation of the appeal taken from the order
of the Family Court, Bronx County, entered on or about June 14,
2006 (Docket No. V8299/03) with an anticipated appeal from a
prospective order of said Family Court under Docket No. B6231/02,
for leave to prosecute said appeals as a poor person, for
assignment of counsel, a free copy of the transcripts, and
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 only to the extent
of (1) assigning, pursuant to Article 18b of the County Law
and §1120 of the Family Court Act, Steven N. Feinman, Esq.,
19 Court Plaza, Suite 201, White Plains, New York 10601,
Telephone No. 914-949-8214, as counsel for purposes of
prosecuting the appeal under Family Court Docket No. V8299/03;

June 24, 2008

(2) directing the Clerk of said Family Court to have transcribed within 60 days of service of a copy of this order upon the Clerk, 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; (3) permitting appellant to dispense with any fee for transferring the record from the Family Court to this Court; and (4) enlarging the time to perfect this appeal until 120 days from the date of filing of the record. Assigned counsel is directed to immediately subpoena the record from the Family Court and to serve a copy of this order upon the Clerk of the Family Court. The motion is otherwise denied, without prejudice to seek further relief with respect to an appeal being taken from a subsequent order of the Family Court termination proceeding. The order of this Court entered on February 20, 2007 (M-6808) is hereby recalled and vacated.

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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
CDR Créances S.A.S., as successor to
Société de Banque Occidentale,
Plaintiff-Respondent,

-against-

M-3120
Index No. 109565/03

Maurice Cohen and World Business
Center, Inc.,
Defendants-Appellants,

Summerson International Establishment,
et al.,
Defendants.

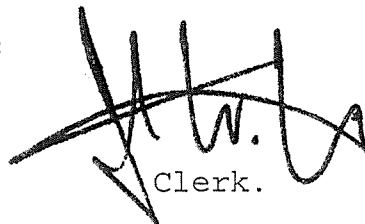
-----X

Plaintiff-respondent having moved to dismiss the appeal from the order of the Supreme Court, New York County, entered on or about May 9, 2008 (mot. seq. nos. 009 and 010),

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 dismissing the appeal unless it is perfected for the January 2009 Term. Upon failure to so perfect, an order dismissing the appeal may be entered ex parte, provided that respondent serves a copy of this order upon appellants within 10 days from the date of entry hereof.

E N T E R:


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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Pamela Weadick and David Tullock,
Plaintiffs-Appellants,

-against-

M-2988
Index No. 600127/03

Carol Anne Herlihy,
Defendant-Respondent.

-----X

Defendant-respondent having moved to dismiss the appeal taken from the order of the Supreme Court, New York County, entered on or about April 21, 2008 (mot. seq. no. 007),

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 to dismiss the appeal is granted unless the appeal is perfected on or before September 2, 2008 for the November 2008 Term. Upon failure to so perfect, an order dismissing the appeal may be entered ex parte, provided respondent serve a copy of this order upon the appellants within ten days after the date of entry hereof.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Kristina Teichman,
Defendant-Appellant,

-against-

M-2953
Index No. 310316/06

Boris Teichman,
Plaintiff-Respondent.
-----X

Defendant-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Supreme Court, New York County, entered on or about January 31, 2008 (mot. seq. no. 008), for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for a stay of proceedings pending appeal,

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 ten 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. The motion for a stay of proceedings pending appeal 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Janet Walker,

Plaintiff-Appellant,

M-3013

-against-

Index No. 118059/05

Hughes Hubbard & Reed, LLP,

Defendant-Respondent.

-----X

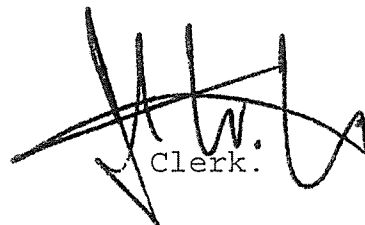
Appeals having been taken from orders of the Supreme Court, New York County, entered on or about August 14, 2006, August 30, 2006 and September 6, 2006, and from the judgment of said Court entered on or about September 1, 2006,

And plaintiff-appellant having moved for an enlargement of time in which to perfect said appeals,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeals to the November 2008 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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman,	Presiding Justice,
Richard T. Andrias	
David Friedman	
Dianne T. Renwick	
Leland G. DeGrasse,	Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3117
Ind. No. 3786/05

Manuel Mendez,

Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about June 2, 2006,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the November 2008 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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3126
Ind. No. 1565/04

Anthony M. Ortega,

Defendant-Appellant.

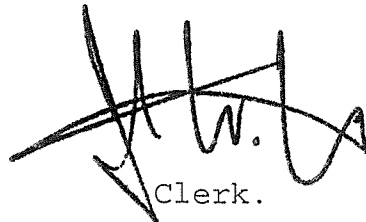
-----X

Defendant having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about April 24, 2006,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the November 2008 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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Bank of America, Successor By
Merger to Fleet National Bank,
Plaintiff-Respondent,

-against-

M-2717
Index No. 603103/06

Tadco Construction Corp., et al.,
Defendants-Appellants.

-----X
Tadco Construction Corp., et al.,
Counterclaim Plaintiffs-Appellants,

-against-

Bank of America, Successor By
Merger to Fleet National Bank,
Counterclaim Defendant-Respondent.

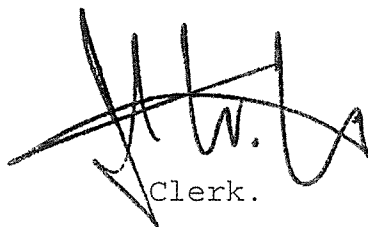
-----X

Defendants-appellants and counterclaim plaintiffs-appellants
having moved for an enlargement of time in which to perfect the
appeal from the order of the Supreme Court, New York County,
entered on or about May 18, 2007 (mot. seq. no. 002) and from the
judgment of said court entered on or about July 27, 2007,
respectively,

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 appellants' time in which to perfect the appeal to the
November 2008 Term.

E N T E R:


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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman,	Presiding Justice,
Richard T. Andrias	
David Friedman	
Dianne T. Renwick	
Leland G. DeGrasse,	Justices.

-----X
Paul Dyer, by the Guardian of her
Person and Property, Sandra Taylor
and Sandra Taylor, individually,
Plaintiffs-Appellants,

-against-

M-2863
Index No. 8870/06

The St. Paul Travelers Companies,
Inc., Seaboard Surety Company,
St. Paul Fire & Marine Insurance
Company and Falcon Industries, Inc.,
Defendants-Respondents.

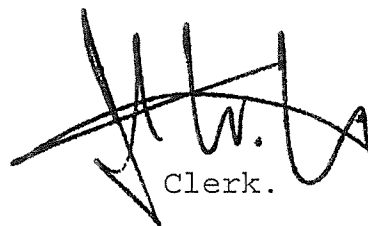
-----X

Plaintiff-appellant having moved for an enlargement of time in which to perfect the appeal from an amended order of the Supreme Court, Bronx County, entered on or about August 29, 2007,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the November 2008 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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
John M. Van Deventer, James R. Clark
and C2C Consultants, Ltd.,
Plaintiffs-Counterclaim
Defendants-Respondents,

-against-

M-3086
Index No. 603151/03

CS SCF Management Limited,
Credit Suisse First Boston (USA),
CS Capital Partners, Ltd.,
CS Structured Credit Fund, Ltd.,
Defendants-Counterclaim
Plaintiffs-Appellants,

Credit Suisse First Boston,
Defendant-Appellant,

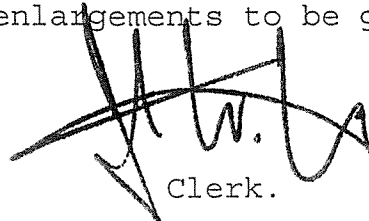
Credit Suisse Fund Administration
Limited, and Queensgate Bank and
Trust Company, Ltd.,
Defendants.

-----X
Appellants CS SCF Management Limited, et al. having moved for an enlargement of time in which to perfect the appeals from orders of the Supreme Court, New York County, entered on or about July 5, 2007 (mot. seq. nos. 022, 027, 030 and 031),

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeals to the November 2008 Term, with no further enlargements to be granted.

ENTER:


Clerk.

At a Term of the Appellate Division of the Supreme
Court held in and for the First Judicial Department
in the County of New York on July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Time Warner Cable of New York City,
etc.,
Plaintiff-Respondent-Appellant,

-against-

Hylan Datacom & Electrical, Inc., M-2992
etc., et al., Index No. 107798/05

Defendants-Respondents,

New Hampshire Insurance Company, etc.,
Defendant-Appellant-Respondent,

Diamond State Insurance Company,
Defendant-Appellant-Respondent.

-----X

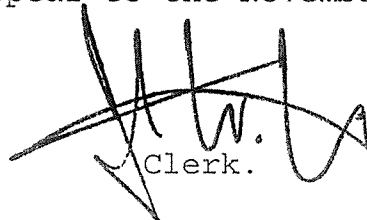
An order of this Court having been entered March 27, 2008
(M-1017/M1099), inter alia, consolidating the appeals and cross
appeal taken from the order of the Supreme Court, New York
County, entered on or about April 26, 2007, and enlarging the
time in which to perfect said appeals to the September 2008 Term,

And defendant-appellant-respondent Diamond State Insurance
Company having moved for an enlargement of time in which to
perfect the consolidated 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 of the parties, in which to perfect the
consolidated appeals and cross appeal to the November 2008 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Maria Diakrousis,
Plaintiff,

-against-

Peter Maganga, Universal Am-Can,
Ltd., Connect Specialized Transport
Inc., Jorge Soto, Grocery Haulers,
Inc., C & S Wholesale Grocers, Inc.,
The City of New York and Salem
Truck Leasing, Inc.,
Defendants,

M-3077
Index No. 118232/03

-and-

Finkelstein & Partners, LLP.,
Non-Party Appellant-Respondent,

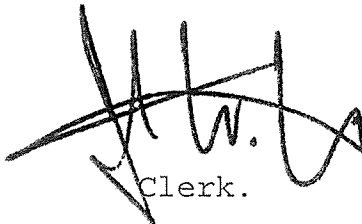
Trief & Olk,
Non-Party Respondent-Appellant.
-----X

Non-party appellant-respondent Finkelstein & Partners, LLP., having moved for an enlargement of time of the parties in which to perfect the appeal and cross appeal from an order of the Supreme Court, New York County, entered on or about July 27, 2007 (mot. seq. no. 012),

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal and cross appeal to the December 2008 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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman,	Presiding Justice,
Richard T. Andrias	
David Friedman	
Dianne T. Renwick	
Leland G. DeGrasse,	Justices.

-----X
Probate Proceeding, Will of
Mollie Bender,
Deceased.

Eric M. Baum, Esq.,
Petitioner-Respondent,

-against-

M-3020
Surrogate's Court
File No. 2497/07

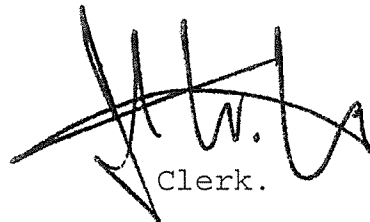
Cheryl I. Dier,
Respondent-Appellant.

-----X
Respondent-appellant having moved for an enlargement of time
in which to perfect the appeal from the order of the Surrogate's
Court, New York County, entered on or about September 18, 2007,

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 appellant's time in which to perfect the appeal to the
December 2008 Term.

E N T E R:


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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X

The People of the State of New York,

Respondent,

-against-

M-3002
Ind. No. 9516/98

Danny Coronel,

Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about April 5, 2004,

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

It is ordered that the motion is granted to the extent of enlarging the time in which to perfect the appeal to the December 2008 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Kory Kleinberg and Rose Kleinberg,
Plaintiffs-Appellants-Respondents,

-against-

M-2917
Index No. 125310/99

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

Triboro Bridge and Tunnel Authority,
et al.,
Defendants-Respondents-Appellants.

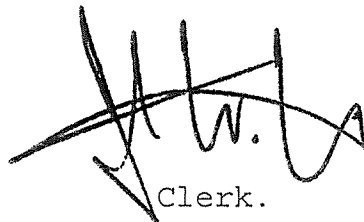
And other actions
-----X

Defendants-respondents-appellants having moved for an
enlargement of time in which to perfect their cross appeal from
the order of the Supreme Court, New York County, entered on or
about October 9, 2007,

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 of the parties in which to perfect the appeal
and cross appeal to the December 2008 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 July 22, 2008.

PRESENT - Hon: Jonathan Lippman,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse,

Presiding Justice,

Justices.

-----X

Jing Kelly, formerly known as
Jing Xiong, individually, and
Tristram Kelly, a child under
the age of 8 years, by and
through his natural mother
Jing Kelly, formerly known as
Jing Xiong,

M-2829
Index No. 104104/06

Plaintiffs-Appellants,

-against-

Gail K. Hiler, et al.,
Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about August 13, 2007 (mot. seq. nos. 002-003),

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 appellants' time in which to perfect the appeal to on or before September 29, 2008 for the December 2008 Term. Upon failure to so perfect defendants-respondents may move on notice for an order dismissing the appeal.

E N T E R:


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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Penny B.,
Petitioner-Appellant,

-against-

Gary S.,
Respondent-Respondent.

M-2920
File No. 13634
Docket No. V-1875/04

-----X


Appeals having been taken from the orders of the Family Court, New York County, entered on or about August 31, 2007 and February 15, 2008, respectively,

And petitioner-appellant having moved for consolidation of the aforesaid appeals, and for an enlargement of time in which to perfect same,

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 appellant to prosecute the appeals upon 10 copies of one record and one set of appellant's points covering the appeals and enlarging the time in which to perfect the consolidated appeals to the February 2009 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Alan Brownfeld, et al.,
Plaintiffs-Respondents,

-against-

M-2924
Index No. 600958/08

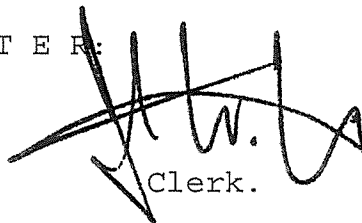
Koach Easer, LLC,
Defendant-Appellant.
-----X

Defendant-appellant having moved in the nature of a preliminary appellate injunction staying the enforcement of the order of the Supreme Court, New York County, entered on or about May 23, 2008 (mot. seq. no. 002) pending hearing and determination of the appeal taken therefrom,

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

It is ordered that the motion is denied.

E N T E R:


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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Doundley A. Edwards,
Plaintiff-Appellant,

-against-

M-3110
Index No. 5455/03

Elizabeth R. Edwards,
Defendant-Respondent.
-----X

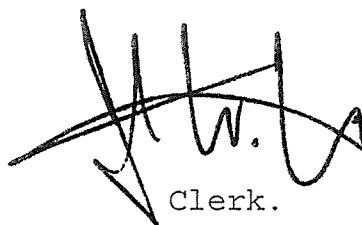
An appeal having been taken to this Court from an order of the Supreme Court, Bronx County, entered on or about August 24, 2007,

And, counsel for plaintiff, Ronald Cohen, Esq., having moved for an order relieving him as counsel on the appeal and for an enlargement of time of plaintiff in which to perfect the appeal to the October 2008 Term 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 on condition that counsel serve a copy of this order upon all parties within 10 days of the date of entry hereof.

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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Marie Sander,
Plaintiff-Appellant,

-against-

M-2600
Index No. 113466/05

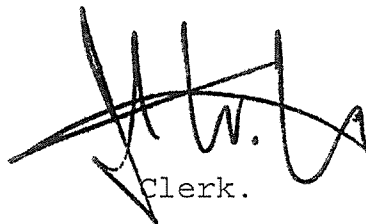
JP Morgan Chase Home Mortgage,
Defendant-Respondent.
-----X

Plaintiff-appellant having moved for an order staying all proceedings herein pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about July 25, 2007,

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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Arthur Morrison,
Plaintiff-Appellant,

-against-

M-2954
Index No. 404055/02

Thomas F. X. Dunn,
Defendant-Respondent.
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about November 14, 2006,

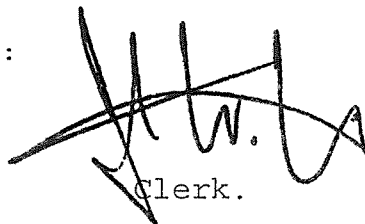
And an order of this Court having been entered on April 3, 2008 (M-1135), a copy of which is annexed hereto, granting plaintiff-appellant an enlargement of time in which to perfect said appeal to the September 2008 Term, and denying so much of the motion as sought certain "transcripts" which were not part of the original record,

And plaintiff-appellant having moved for reargument of so much of the order (M-1135) as denied production of certain minutes,

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 April 3, 2008.

Present: Hon. David B. Saxe, Justice Presiding,
Milton L. Williams
John W. Sweeny, Jr.
James M. McGuire, Justices.

-----X
Arthur Morrison,
Plaintiff-Appellant,

-against-

M-1135
Index No. 404055/02

Thomas F.X. Dunne,
Defendant-Respondent.
-----X

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about November 14, 2006,

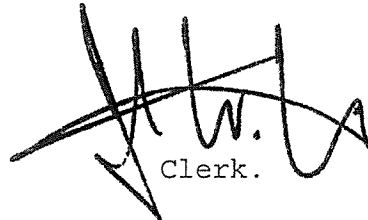
And an order of this Court having been entered on September 25, 2007 (M-4329), a copy of which is annexed hereto, granting plaintiff-appellant leave to prosecute the aforesaid appeal, as a poor person, upon the original record and upon a reproduced appellant's brief,

And plaintiff-appellant having moved for an order directing the Clerk of the Supreme Court, New York County, to provide plaintiff with a copy of certain "transcripts" which were not part of the original record, and enlarging the time in which 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 only to the extent of enlarging the time in which to perfect the appeal to the September 2008 Term, and the motion is otherwise denied.

ENTER:


Clerk.

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Blanca Kendregan,
Plaintiff-Respondent,

-against-

M-2919
Index No. 113375/06

Christopher Kendregan,
Defendant-Appellant.

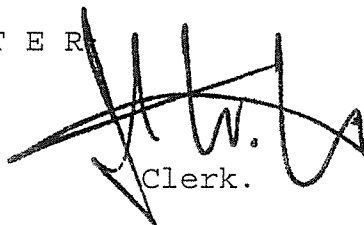
-----X

Defendant-appellant having moved for a stay of enforcement of the judgment of the Supreme Court, New York County, entered on or about April 26, 2007 pending hearing and determination of the appeal taken from the order of said court entered on or about April 18, 2008 (mot. seq. no. 004),

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.

E N T E R


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 July 22, 2008.

Present: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Tribeca Lending Corporation,
Plaintiff,

-against-

M-3153
Index No. 380599/07

Irma M. Acevedo, also known as
Irma Maria Fortis, et al.,
Defendants.

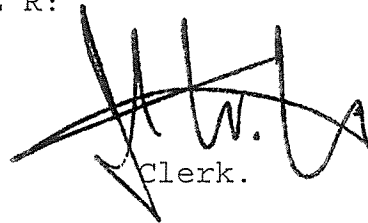
-----X

Plaintiff having moved in the nature of an application pursuant to CPLR 5704(a) for certain relief denied by decision of a Justice of the Supreme Court, Bronx County, on or about May 13, 2008,

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.

E N T E R:


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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Gary V. Mattis and Petrinea Mattis,
Plaintiffs-Appellants,

-against-

M-2543
Index No. 26831/02

Keen, Zhao and Waitex International
Co., Limited, Michael Palmeri, M.D.,
Kevin Calyer, P.A., Daniel Ira Ginsberg,
M.D. and Sound Shore Medical Center of
Westchester,
Defendants-Respondents.

-----X

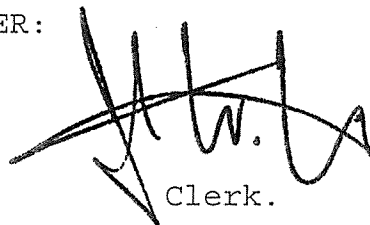
An appeal taken having been taken from the order of the Supreme Court, Bronx County, entered on or about March 10, 2008,

And defendants-respondents Palmeri, Calyer, Ginsberg and Sound Shore Medical Center having moved for an order striking the notice of appeal, on the grounds that the motion court determined that plaintiffs' motion was not appealable, as of right,

Now, upon reading and filing the correspondence from the aforementioned defendants-respondents counsel dated May 16, 2008 with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied, without prejudice to defendants-respondents addressing the issue on the 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Leland G. DeGrasse, Justices.

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

-against-

M-2955
Ind. No. 5331/03

Rahjeem Williams,
Defendant-Appellant.


-----X

Defendant-appellant having moved for leave to file a pro se supplemental brief in connection with the appeal from a judgment of the Supreme Court, Bronx County, rendered on or about September 26, 2005, 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, within 30 days of the date of entry hereof, upon submission of a statement setting forth the specific issues to be raised in the proposed supplemental brief. The time in which to perfect said appeal is enlarged to the December 2008 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 July 22, 2008.

PRESENT: Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Leland G. DeGrasse, Justices.

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

-against-

M-2921
Ind. No. 6085/07

Luis Ruiz,
Defendant-Appellant.

-----X

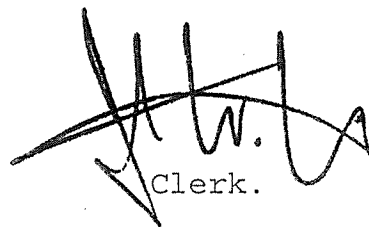
Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about April 25, 2008, for leave to prosecute the appeal as a poor person, on the original record and upon a reproduced appellant's brief, and for 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 only to the extent of deeming the notice of appeal as timely filed.

The motion, to the extent that it seeks poor person relief, is denied, with leave to renew upon defendant's submission of a notarized affidavit, in compliance with CPLR 1101, setting forth the terms of defendant's retainer agreement with trial counsel, as well as the amount and sources of funds for trial counsel's fee, 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 July 22, 2008.

PRESENT - Hon: Jonathan Lippman, Presiding Justice,
Richard T. Andrias
David Friedman
Leland G. DeGrasse, Justices.

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

-against-

M-3032
Ind. No. 12125/06

Anthony Pittman,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment rendered in the Supreme Court, Bronx County, on or about December 19, 2007,

And defendant-appellant having moved for leave to prosecute, the appeal as a poor person, 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 matter is transferred to the Appellate Term, First Judicial Department, for disposition. (see CPL § 450.60[4]; Rules of the Chief Administrator § 142.3.)

E N T E R:


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 July 22, 2008.

PRESENT - Hon. Jonathan Lippman, Presiding Justice,
Richard T. Andrias
Dianne T. Renwick
Leland G. DeGrasse, Justices.

-----X
Tai-Ping Chen,
Plaintiff-Appellant,

-against-

M-2957
Index No. 108596/03

Citibank, et al.,
Defendants-Respondents.

-----X

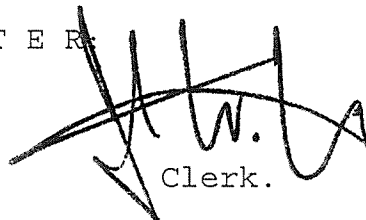
Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County, entered on or about August 13, 2007, for leave to have the appeal heard upon the original record and a reproduced appellant's brief, and for related relief,

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 to the extent it seeks poor person relief is denied, with leave to renew upon submission of a detailed notarized affidavit, in compliance with CPLR 1101(a), setting forth the terms of the retainer agreement with trial counsel, the amount and sources of funds for trial counsel's fee 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.)

So much of the motion which seeks an enlargement of time in which to perfect the appeal is granted to the January 2009 Term.

E N T E R :


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 July 22, 2008.

Present - Hon. Jonathan Lippman,	Presiding Justice,
David B. Saxe	
John T. Buckley	
Rolando T. Acosta,	Justices.

-----X
Ajet Delaj, et al.,
Plaintiffs-Appellants,

-against-

M-2839
Index No. 21076/05

Kenneth R. Jameson,
Defendant.

- - - - -
Mark E. Seitelman Law Offices, P.C.,
Nonparty Respondent.

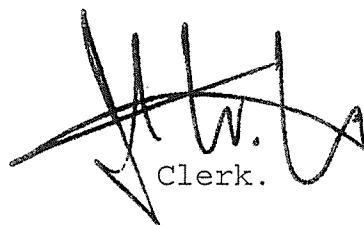
-----X

Plaintiffs-appellants having moved for reargument of the decision and order of this Court entered on May 6, 2008 (Appeal No. 3592), 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.

E N T E R:


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 July 22, 2008.

Present: Hon. Jonathan Lippman, Justice Presiding,
Milton W. Williams
Karla Moskowitz
Rolando T. Acosta, Justices.

-----X
In the Matter of a Family Offense
Proceeding

Everett C., M-2299
Petitioner-Appellant, Docket No. O-12098/07
-against-

Oneida P.,
Respondent-Respondent.
-----X

Petitioner-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 March 18, 2008, 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, Howard Simms, Esq., 295 Greenwich Street, Suite 222, New York, NY 10006, Telephone No. 646-485-4009, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed within 60 days of service of a copy of this order upon the Clerk,

July 22, 2008

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 therefor¹ within 60 days of service of a copy of this order upon the Clerk; (3) permitting appellant to dispense with any fee for transferring the record from the Family Court to this Court; and (4) enlarging the time to perfect this appeal until 120 days from the date of filing of the record. Assigned counsel is directed to immediately subpoena the record from the Family Court and to 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 July 22, 2008.

Present: Hon. Peter Tom, Justice Presiding,
Milton W. Williams
James M. Catterson
Rolando T. Acosta, Justices.

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

Felton R., M-1928
Petitioner-Appellant, Docket No. P-07265/07

-against-

Gloria P.,
Respondent-Respondent.

-----X

Petitioner-appellant father having moved for leave to
prosecute, as a poor person, the appeal from the order of the
Family Court, New York County, entered on or about March 14,
2008, and for assignment of counsel, a free copy of the
transcript, and related relief,

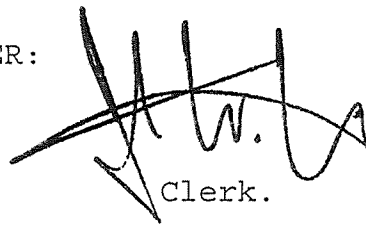
Now, upon reading and filing the papers with respect
to the motion, and due deliberation having been had thereon,
it is

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, Anne Reiniger, Esq.,
801 Second Avenue, 7th Floor, New York, NY 10017, Telephone No.
212-972-5430, as counsel, for purposes of prosecuting the appeal;
(2) directing the Clerk of said Family Court to have transcribed
within 60 days of service of a copy of this order upon the Clerk,

July 22, 2008

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; (3) permitting appellant to dispense with any fee for transferring the record from the Family Court to this Court; and (4) enlarging the time to perfect this appeal until 120 days from the date of filing of the record. Assigned counsel is directed to immediately subpoena the record from the Family Court and to 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 July 22, 2008.

PRESENT - Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David B. Saxe
David Friedman
Eugene Nardelli, Justices.

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

-against-

M-935
Ind. No. 1352/97

Anthony Medina,
Defendant-Appellant.

-----X

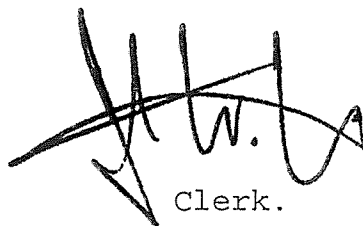
A decision and order of this Court having been entered on June 5, 2001 (Appeal No. 4369), unanimously affirming a judgment of the Supreme Court, Bronx County (Joseph Fisch, J.), rendered on May 14, 1999,

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 July 22, 2008.

PRESENT - Hon. Peter Tom, Justice Presiding,
David B. Saxe
David Friedman
John T. Buckley
John W. Sweeny, Jr., Justices.

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

-against-

M-37
Ind. No. 656/02

Lance Cain,
Defendant-Appellant.
-----X

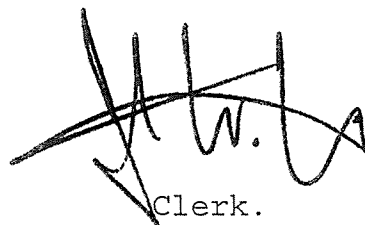
A decision and order of this Court having been entered on March 29, 2005 (Appeal No. 5737), unanimously affirming a judgment of the Supreme Court, Bronx County (John S. Moore, J.), rendered on April 23, 2003,

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 July 22, 2008.

PRESENT - Hon. Peter Tom, Justice Presiding,
David B. Saxe
James M. Catterson
Karla Moskowitz, Justices.

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

-against-

M-6574
Ind. No. 4685/94

Luis Paulino, also known as
Luis Rodriguez,
Defendant-Appellant.
-----X

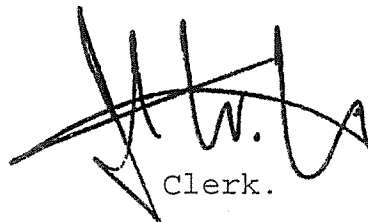
A decision and order of this Court having been entered on
April 1, 1999 (Appeal No. 685), unanimously affirming a judgment
of the Supreme Court, Bronx County (Harold Silverman, J.),
rendered on April 3, 1997,

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 July 22, 2008.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
David B. Saxe
Luis A. Gonzalez
John W. Sweeny, Jr., Justices.

-----X
Chuang Ying Mo,
Plaintiff,

-against-

M-2761
Index No. 570683/05

Sylvia Liu
Defendant.

-----X

An order of this Court having been entered on or about October 11, 2007 (M-4577) denying defendant's motion for leave to prosecute a purported appeal as a poor person, with leave to renew in conjunction with a motion for leave to appeal to this Court from the order of the Appellate Term entered in the Office of the Clerk of the Supreme Court, New York County, on or about January 26, 2006,

And a further order of this Court having been entered on March 6, 2008 (M-480), denying defendant's renewed motion,

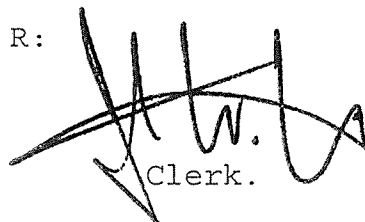
And an order of this Court having been entered on May 13, 2008 (M-1871), dismissing defendant's renewed motion,

And defendant having moved again for poor person 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 dismissed, no application having been submitted for leave to appeal to this Court from the aforesaid order of Appellate Term.

E N T E R:


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 July 22, 2008.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David B. Saxe
Eugene Nardelli
Milton L. Williams, Justices.

-----X
Gabriel Capital, L.P., et al.,
Plaintiffs-Respondents,

-against-

M-2342
Index No. 601440/03

CAIB Investmentbank Aktiengesellschaft,
etc.,
Defendant-Appellant,

CIS Emerging Growth Limited,
Defendant.

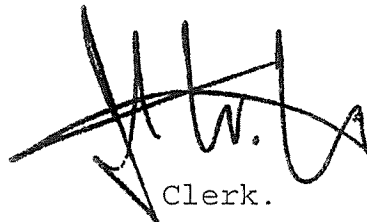
-----X

Plaintiffs-respondents having moved for, inter alia, an amendment of the decision and order of this Court entered on April 25, 2006 (Appeal Nos. 7804-7805), which reversed, to the extent appealed from, the order of the Supreme Court, New York County, entered on July 21, 2004, and 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 July 22, 2008.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
John W. Sweeny, Jr.
Karla Moskowitz, Justices.

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

Respondent,

-against-

M-2945
Ind. Nos. 3021/07
2916/07

Daniel Leak,

Defendant-Appellant.

-----X

Defendant having renewed his motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about October 19, 2007, 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 compliance with the specific conditions set forth in the prior order of this Court entered on May 8, 2008 (M-1649), a copy of which is annexed hereto.

E N T E R:


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 8, 2008.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
John W. Sweeny, Jr.
Karla Moskowitz, Justices.

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

-against-

Daniel Leak,
Defendant-Appellant.

M-1649
Ind. Nos. 3021/07
2916/07

-----X

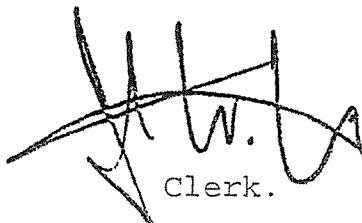
Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about October 19, 2007, for leave to prosecute the appeal as a poor person, on the original record and upon a reproduced appellant's brief, and 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 only to the extent of deeming the notice of appeal as timely filed.

The motion, to the extent that it seeks poor person relief, is denied, with leave to renew upon defendant's submission of a notarized affidavit, pursuant to CPLR 1101, setting forth the amount of sources of funds to pay the fee of trial counsel, Matthew Endlich, Esq., and to post the \$300,000 bail bond 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 July 22, 2008.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
John W. Sweeny, Jr.
Karla Moskowitz, Justices.

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

Sheila B., M-1652
Petitioner-Appellant, Docket No. V23172/07

-against-

Shirelle Jasmine B. and
Administration for Children's
Services-Bronx,
Respondents-Respondents.

-----X

Petitioner-appellant having moved for leave to
prosecute, as a poor person, the appeal from the order of the
Family Court, Bronx County, entered on or about March 19, 2008,
and for assignment of counsel, a free copy of the transcript,
and 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, John Marafino, Esq.,
305 Broadway, Suite 602, New York, NY 10007, Telephone No.
212-267-6659, as counsel, for purposes of prosecuting the appeal;
(2) directing the Clerk of said Family Court to have transcribed
within 60 days of service of a copy of this order upon the Clerk,

July 22, 2008

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; (3) permitting appellant to dispense with any fee for transferring the record from the Family Court to this Court; and (4) enlarging the time to perfect this appeal until 120 days from the date of filing of the record. Assigned counsel is directed to immediately subpoena the record from the Family Court and to 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 July 22, 2008.

PRESENT - Hon. Richard T. Andrias, Justice Presiding,
David B. Saxe
David Friedman
Eugene Nardelli, Justices.

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

-against-

M-1743
Ind. No. 6527/01

Gregory Wynder,
Defendant-Appellant.

-----X

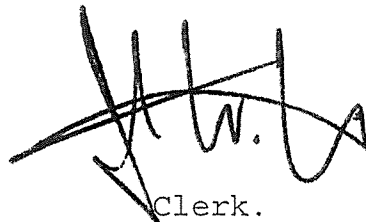
A decision and order of this Court having been entered on June 14, 2007 (Appeal No. 1328), unanimously affirming a judgment of the Supreme Court, New York County (Edward J. McLaughlin, J.), rendered on January 12, 2004,

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 July 22, 2008.

Present: Hon. Eugene Nardelli,	Justice Presiding,
Milton L. Williams	
John T. Buckley	
James M. Catterson,	Justices.

-----X
George Eremeyev, et al.,
Plaintiffs-Appellants,

-against-

M-2938
Index No. 8898/01

Manhattan Eye, Ear & Throat
Hospital, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about February 28, 2008,

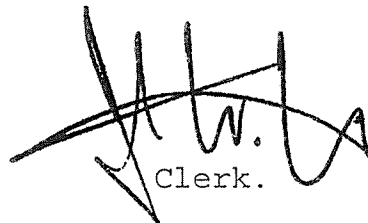
And an order of this Court having been entered on May 22, 2008 (M-1705), inter alia, denying plaintiffs-appellants' motion for poor person relief and assignment of counsel,

And plaintiffs-appellants having moved for reargument and/or reconsideration of the aforesaid motion (M-1705), with respect to poor person relief and a further enlargement of time in which to perfect the appeal,

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

It is ordered that the motion is denied.

E N T E R:


Clerk.