

COURT OF APPEALS NEW FILINGS

Preliminary Appeal Statements processed
by the Court of Appeals Clerk's Office

October 19, 2018 through October 25, 2018

Each week the Clerk's Office prepares a list of recently-filed appeals, indicating short title, jurisdictional predicate, subject matter and key issues. Some of these appeals may not reach decision on the merits because of dismissal, on motion or sua sponte, or because the parties stipulate to withdrawal. Some appeals may be selected for review pursuant to the alternative procedure of Rule 500.11. For those appeals that proceed to briefing in the normal course, the briefing schedule generally will be: appellant's brief to be filed within 60 days after the appeal was taken; respondent's brief to be filed within 45 days after the due date for the filing of appellant's brief; and a reply brief, if any, to be filed within 15 days after the due date for the filing of respondent's brief.

The Court welcomes motions for amicus curiae participation from those qualified and interested in the subject matter of these newly filed appeals. Please refer to Rule 500.23 and direct any questions to the Clerk's Office.

PETTUS v BOYD, RICHARDS, PARKER & COLONNELLI, P.L., et al.:

Unsigned Supreme Court, Bronx County order to show cause; sua sponte examination whether there is a jurisdictional basis for an appeal as of right;

Appeal--Appealable Paper--Unsigned order to show cause related to application for poor person relief;

Supreme Court declined to sign an order granting poor person relief.

SURI v GREY GLOBAL GROUP, INC., et al.:

1ST Dept. App. Div. order of 8/2/18; modification with dissents; sua sponte examination whether the order appealed from finally determines the action within the meaning of the Constitution;

Civil Rights--New York City Human Rights Law--Whether triable issues of fact exist regarding plaintiff's gender discrimination claim under Administrative Code of City of New York § 8-107(1)(a); plaintiff alleged that she was discriminated against because she rebuffed the sexual advance of her immediate supervisor;

Supreme Court, New York County, granted defendants' motion for summary judgment dismissing the complaint; App. Div. modified by denying the motion as to plaintiff's claim under the New York City Human Rights Law in connection with her assertion that she rejected her supervisor's sexual overture and as a result he subjected her to a hostile work environment, and otherwise affirmed.