

State of New York
Supreme Court, Appellate Division
Third Judicial Department
518-471-4777

SESSION CALENDAR FOR TUESDAY, JUNE 4, 2024

1:00 P.M. SESSION

E CL RE MS PO

BENCH POSITION: McShan, J., Clark, J., Egan Jr., J.P., Reynolds Fitzgerald J., Powers, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(1)	CR-23-0735	PEOPLE v DAVID MILEY Appellant - Matthew C. Hug, Esq. Hug Law PLLC (David Miley)	10
		Respondent - Daniel J. Young, Esq. Albany County District Attorney's Office (The People of the State of New York)	10
(2)	CV-23-1020	LUBRANO-BIRKEN v ELLIS HOSPITAL Appellant - Amber L. Wright, Esq. Powers & Santola, LLP (Brendan Lubrano-Birken, et al.)	10
		Respondent - Marshall S. Broad, Esq. Thorn Gershon Tymann and Bonanni, LLP (Ellis Hospital, et al.)	10
(3)	CV-23-1428	CIVIL SERVICE EMPLOYEES ASSOC. and NEW YORK STATE POLICE Appellant - Scott Lieberman, Esq. Civil Service Employees Association, Inc. (Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, et al.)	10
		Respondent - Joseph M. Spadola, Esq. New York State Office of the Attorney General (New York State Police)	10
(4)	CV-23-0770	MATTER OF MOE'S MOTOR CARS LLC v THE TOWN OF ULSTER Appellant - John J. Henry, Esq. Whiteman Osterman & Hanna (The Town of Ulster, et al.)	10
		Respondent - William Yurus, Esq. The Law Office of William Yurus (Mohammed Waheed, et al.)	10

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Calendar No.	Case No.	Title	Time Allocated
(5)		REMOVED	
(6)	CV-24-0019	MATTER OF DEWOLF v WIRENUIS Appellant - Andrew P. DeWolf, Self-represented Respondent - Erin M. Hammon, Esq. Wayne County Attorney's Office (Kelley Loveless as Wayne County NY Foil Officer) Respondent - Beezly J. Kiernan, Esq. Office of the New York State Attorney General (John Wirenuis as FOIL Appeals Officer, et al.)	<u>Remote</u> 10 5 <u>In Person</u> 5
(7)	CV-23-0740	MATTER OF CAROL Q. v CHARLIE R.	SUB
(8)	CV-22-2294 CV-22-2299	MATTER OF BONILLA v XL SPECIALTY INSURANCE	SUB
(9)	CV-22-1882	MATTER OF JAYCE G.	SUB
(10)	CV-23-0266	MATTER OF ROMANO v DINAPOLI	SUB