

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

SESSION CALENDAR FOR WEDNESDAY, JUNE 5, 2024

1:00 P.M. SESSION

PR LY CE F MK

BENCH POSITION: Fisher, J., Lynch, J., Pritzker J.P., Ceresia, J., Mackey, 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)	534850	AESCH v LAMBARSKI Appellant - Jonathan Rosenberg, Esq. Respondent - Eugene D. Napierski, Esq. Napieriski, Vandenburg, Napieriski & O'Connor, LLP (David Lambariski, et al.)	SUB 10
(2)	535128	MATTER OF FLAIR BEVERAGES CORP. v TAX APPEALS TRIB. Petitioner - Jerry H. Goldfeder, Esq. Cozen O'Connor (Flair Beverages Corporation) Respondent - Frederick A. Brodie, Esq. Office of the New York State Attorney General (Commissioner of Taxation and Finance)	<u>Remote</u> 10 <u>In Person</u> 10
(3)	CV-23-1100	MATTER OF BELLAROSE v NEW YORK STATE TEACHERS' RETIREMENT SYSTEM Appellant - Jennifer L. Carlson, Esq. School Administrators Association of New York State (Michael Bellarose) Respondent - Brian Lusignan, Esq. Office of the New York State Attorney General (New York State Teachers' Retirement System)	10 10
(4)	535548	CEDAR DEVELOPMENT EAST, LLC v BOARD OF EDUCATION OF THE ONTEORA CENT. SCHOOL DIST. Appellant - James Bacon, Esq. (Cedar Development East, LLP) Respondent - Steven L. Banks, Esq. Thomas, Drohan, Waxman, Petigrow & Mayle LLP (Board of Education of the Onteora Central School District)	10 10

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Calendar No.	Case No.	Title	Time Allocated
(5)	CV-23-1395	KEGELMAN v TOWN OF OTSEGO Appellant - Brian J. Kegelman, Self-represented Respondent - Robert J. Connor, Jr., Esq. Mcgivney, Kluger, Clark & Intoccia, P.C. (Town of Otsego)	10 10
(6)	CR-23-0712	PEOPLE v ANGELA VV. Appellant - Mitchell S. Kessler, Esq. [Assigned] (Angela VV.) Respondent - Alyxandra Stanczak, Esq.	10 SUB
(7)	CV-23-0149	MATTER OF NOREA CC. [ANNA BB.-FRANCIS CC.] Appellant - Dana L. Salazar, Esq. [Assigned] Appellant - Carolyn Snyder Lemmon, Esq. [Assigned] (Francis CC.) Attorney for the Child - Sandra M. Colatosti, Esq.	SUB 10 SUB
(8)	CV-23-1524	MATTER OF CARROLL v NASSAU COUNTY POLICE DEPARTMENT	SUB
(9)	CV-23-1634	MATTER OF CHENANGO COUNTY DEPARTMENT OF SOCIAL SERVICES v FERGUSON	SUB
(10)	CV-23-1223	MATTER OF HAMBLIN v DINAPOLI	SUB