

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

SESSION CALENDAR FOR MONDAY, SEPTEMBER 9, 2024

1:00 P.M. SESSION

CL PR CE F MK

BENCH POSITION: Fisher, J. Pritzker, J. Clark, 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)	CV-23-0455	MATTER OF SMITH v TOWN OF THOMPSON PLANNING BD. Appellant - Steven N. Mogel, Esq. Steven N. Mogel Attorney at Law (Chester Smith, et al.) Respondent - Michael A. Fogel, Esq. Fogel & Brown, P.C. (Glen Wild Land Company LLC)	10 10
(2)	113075	PEOPLE v SHAQUILLE WHITE Appellant - Mitchell S. Kessler, Esq. [Assigned] (Shaquille White) Respondent - Daniel J. Young, Esq. Albany County District Attorney's Office (The People of the State of New York)	10 10
(3)	CV-23-0747	MATTER OF JACOBS v BASILE Appellant - Nicholas S. Cortese, Esq. Coughlin & Gerhart LLP (James Basile, et al.) Respondent - John V. Hartzell, Esq. Nolan Heller Kauffman LLP (Robert Jacobs, et al.)	10 10
(4)	CV-23-0759	BEKKERING v CHRISTIANA Appellant - Laura E. Ayers, Esq. The Law Office of Laura E. Ayers, Esq. (Don Bekkering, et al.) Respondent - Ryan P. Pezzulo, Esq. Trainor, Pezzulo & DeSanto PLLC (Garcia Management) Respondent - Matthew J. Chauvin, Esq. Ianniello Anderson, P.C. (Jeffrey G. Christiana, et al.)	10 5 5

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Calendar No.	Case No.	Title	Time Allocated
(5)		REMOVED	
(7)	112667 CR-23-1715	PEOPLE v TERENCE SHULER Appellant - Martin J. McGuinness, Esq. [Assigned] (Terence Shuler) Respondent - Peter H. Willis, Esq. Schenectady County District Attorney's Office (The People of the State of New York)	10 10
(8)	CV-22-2125	MCTIGHE v STATE OF NEW YORK Appellant - Jeffrey Herman, Esq. Herman Law Firm, P.A. (Michael McTighe) Respondent - Kevin C. Hu, Esq.	10 SUB
(6)	CV-23-0799	NATIONSTAR MORTGAGE v O'BRIEN Appellant - Sandra Poland Demars, Esq. (Terry O'Brien) Respondent - Adam D. Weiss, Esq. McCalla Raymer Leibert Pierce, LLC (Nationstar Mortgage LLC)	<u>In Person</u> 10 <u>Remote</u> 10
(9)	113669	PEOPLE v ROBERT JAMES	SUB
(10)	112908	PEOPLE v JARRELL HOWARD	SUB
(11)	CR-23-0595	PEOPLE v PATRICK E. MOSHER	SUB
(12)	535086	PEOPLE v ROBERT SCOTT (SORA)	SUB
(13)	CV-23-0719	MATTER OF MATTER v GOOGLE INC.	SUB
(14)	CV-23-0868	MATTER OF GERMANO v DYNAMIC APPLIANCES, INC.	SUB

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Calendar No.	Case No.	Title	Time Allocated
(15)	CV-23-0279	MATTER OF LEWIS v NEW YORK CITY ADMIN. FOR CHILDREN SERVICES	SUB