

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

SESSION CALENDAR FOR WEDNESDAY, NOVEMBER 13, 2024

1:00 P.M. SESSION

A P R C E M S M K

BENCH POSITION: McShan, J., Pritzker, J., Aarons, 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-23-1295	<b>MATTER OF CLEAN AIR ACTION NETWORK OF GLENS FALLS, INC. v TOWN OF MOREAU PLANNING BD.</b> <b>Petitioner - Todd D. Ommen, Esq.</b> Pace Environmental Litigation Clinic (Clean Air Action Network of Glens Falls, Inc.) <b>Respondent - Robert A. Lippman, Esq.</b> Lemery Greisler LLC (Saratoga Biochar Solutions, LLC, et al.)	10 10
(2)	113066	<b>PEOPLE v NESHAD GRADY</b> <b>Appellant - Steven M. Sharp, Esq.</b> Albany County Alternate Public Defender's Office (Neshad Grady) <b>Respondent - Erin N. LaValley, Esq.</b> Albany County District Attorney's Office (The People of the State of New York)	10 10
(3)	CV-23-1455	<b>JACOBS v GRAY</b> <b>Appellant - Michael J. Confusione, Esq.</b> <b>Respondent - Daniel R. Norton, Esq.</b> Hinman, Howard & Kattell, LLP (Robert Jacobs)	SUB 10
(4)	CV-23-1149	<b>ALAEI v STATE OF NEW YORK</b> <b>Appellant - Joseph F. Castiglione, Esq.</b> Young Sommer LLC (Kamiar Alaei) <b>Respondent - Beezly J. Kiernan, Esq.</b> Office of the New York State Attorney General (State of New York)	10 10

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Calendar No.	Case No.	Title	Time Allocated
(5)	CV-23-2196	<b>PATTERSON v STATE OF NEW YORK</b> <b>Appellant - Devon Galloway, Esq.</b> Zuckerman Spaeder LLP (Jannette Patterson) <b>Respondent - Henry M. Greenberg, Esq.</b> Greenberg Traurig (New York State Racing Association) <b>Respondent - Victor Paladino, Esq.</b> Office of the New York State Attorney General (State of New York, et al.)	10  5  5
(6)	CV-23-0778	<b>MATTER OF NISKAYUNA BR HOLDING CO., LLC v ZONING BOARD OF APPEALS OF THE TOWN OF NISKAYUNA</b>	SUB
➤(7)	CV-23-1644	<b>MATTER OF STONE v MONTGOMERY COUNTY BD. OF ELECTIONS</b> <b>Appellant - James M. Ostrowski, Esq.</b> James Ostrowski Attorney at Law (Joseph Stone) <b>Respondent - Meghan M. Manion, Esq.</b> Montgomery County Attorney's Office (Montgomery County Board of Elections, et al.)	10  10
➤(8)	CV-23-1062	<b>PEOPLE v KYLE SCHULTZ (SORA)</b> <b>Appellant - Erin K. Komon, Esq.</b> (Kyle Schultz) <b>Respondent - Robert P. McCarty, Esq.</b> Warren County District Attorney's Office (The People of the State of New York	10  10
(9)	113259 CR-23-2173	<b>PEOPLE v DARNELL KELLUM</b>	SUB
(10)	CV-23-0935	<b>MATTER OF SAMANTHA E. v NICHOLAS F.</b>	SUB

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<b>Calendar No.</b>	<b>Case No.</b>	<b>Title</b>	<b>Time Allocated</b>
(11)	CV-23-1968	<b>MATTER OF GABRIELLE Q. v JAMES R.</b>	SUB
(12)	CR-24-0357	<b>PEOPLE v TIMOTHY LANE</b>	SUB
(13)	CV-23-0684	<b>MATTER OF HAMEEDA BANO (COMMISSIONER OF LABOR)</b>	SUB
(14)	CR-23-0194	<b>PEOPLE v JAJUAN CARDEN</b>	SUB
(15)	CR-23-0195	<b>PEOPLE v JAJUAN CARDEN</b>	SUB

► **CV-23-1644 - MATTER OF STONE v MONTGOMERY COUNTY BD. OF ELECTIONS**  
Panel: A PR MS MK

► **CV-23-1062 - PEOPLE v KYLE SCHULTZ (SORA)**  
Panel: A CE MS MK