

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Eric Dalmau,
Plaintiff-Respondent,

-against-

M-5691X
Index No. 305316/09

Metro Sports Physical Therapy
48th Street, P.C.,
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about May 9, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" December 1, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Maria Alvarez,
Plaintiff-Respondent,

-against-

M-5811X
Index No. 306131/11

Salvatore Feola,
Defendant-Appellant.
-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about April 7, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 19, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
In the Matter of Arbitration between
Old Republic Insurance Company,
Petitioner-Appellant,

-against-

American Airlines,
Defendant-Respondent.

M-5813X
Index No. 654204/13

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about July 2, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" November 19, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Miuris Adames and Miguel Hernandez,
Plaintiffs-Appellants,

-against-

M-5983X
Index No. 301401/08

SG2 Management, LLC, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about April 18, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" December 1, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Valley National Bank,
Plaintiff-Respondent,

-against-

Boravi Jewelry Creations, Inc., et al.,

Defendants-Appellants.
-----X

M-6152X
Index Nos. 654204/13
650897/12

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about February 21, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" December 11, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
Frederica Dacosta,
Plaintiff-Appellant,

-against-

M-6153X
Index No. 301430/09

The Van Cort Owners, Inc., et al.,
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about May 22, 2014,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" December 11, 2014, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid stipulation.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzairelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-5919

Ind. No. 521/12

Alberto Delgado,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Nunez, J.), entered on or about November 24, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Nunez as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzaelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5956

Ind. No. 30154/14

Russell Mann,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Kahn, J.), entered on or about October 28, 2014, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Kahn as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Seymour W. James, Jr., Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed.

The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X

In the Matter of

Derick L.,

A Child Under 18 Years of Age Alleged
to be Abused and/or Neglected Under
Article 10 of the Family Court Act.

M-5545
Docket No. NN-31802/12

- - - - -

Administration for Children's
Services,

Petitioners-Respondents,

Catherine W.,
Respondent-Appellant.

- - - - -

Mina Macfarlane, Esq.,
Juvenile Rights Division,
Attorney for the Child.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, Bronx County, entered on or about September 10, 2014, and for assignment of counsel, a free copy of the transcript, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Lewis S. Calderon, Esq., 153-01

Jamaica Avenue, Suite 201, Jamaica, NY 11432, Telephone No. (718) 883-1560, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor;¹ **within 30 days (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

Present: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
In the Matter of

Wadell Alexander M.,
also known as Wadell M.,

A Dependent Child Under 18 Years
of Age Pursuant to §384-b of the
Social Services Law.

M-4813
Docket No. B-17877/11

New York Foundling Hospital,
Petitioner-Respondent,

Wendy A., also known as Wendy
Dolly A.,
Respondent-Appellant.

Seymour W. James, Jr., Esq.,
The Legal Aid Society,
Juvenile Rights Division,
Attorney for the Child.

-----X
Respondent-appellant mother having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, Bronx County, entered on or about August 13, 2014, and for assignment of counsel, a free copy of the transcript, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Douglas H. Reiniger, Esq., 801 Second Avenue, 10th Floor, New York, NY 10017, Telephone No. (212) 972-5430, as counsel for purposes of prosecuting the

appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor;¹ **within 30 days (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-6028
Ind. No. 7837/95

Andrew L. Postelli,
Defendant-Appellant.

-----X

Defendant-appellant, in connection with an appeal taken from the order of the Supreme Court, New York County, entered on or about September 17, 2012, having moved for leave to file a pro se supplemental brief and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of directing defendant to serve and file 8 copies of his pro se supplemental brief on or before March 23, 2015 for the June 2015 Term, to which Term the appeal is adjourned. The Clerk of the Court is directed to forward to the Warden at the State correctional facility wherein defendant is incarcerated a transcript of the minutes relating to defendant's appeal, said transcript to be made available to appellant and returned by appellant to this Court when submitting the pro se supplemental brief hereto. The appeal will not be heard unless and until all material furnished to appellant has been returned.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Board of Managers of the Soundings,
Condominium,
Plaintiff-Respondent,

-against-

M-5974
Index No. 153150/14

Sonja Foerster,
Defendant-Appellant,

-against-

Colleen Moran, et al.,
Counterclaim 3rd Party Defendants.

-----X
The above-named defendant-appellant, in connection with the appeals taken from the orders of the Supreme Court, New York County, entered on or about August 12, 2014 and November 10, 2014 (mot. seq. no. 002), having moved for an order in the nature of a preliminary appellate injunction pursuant to CPLR 5518 restraining and enjoining the plaintiffs, and all persons acting in concert with them, from restricting or interfering with the operation of the subject family home day care facility, pending hearing and determination of the appeal taken therefrom,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon: Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X

Carmen Tejeda,
Plaintiff-Respondent,

-against-

M-5914
M-6118

Cherise M. Dyal, M.D. and Montefiore
Medical Center,
Defendants-Appellants.

Index No. 25459/02

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about June 11, 2012, and said appeal having been perfected,

And plaintiff-respondent having moved for an order enlarging the record on appeal and for this Court to take judicial notice of a certain so-ordered stipulation entered October 7, 2014 (M-5914),

And defendants-appellants having cross-moved for an order striking portions of plaintiff-respondent's brief to the extent it refers to matters that are *dehors* the record (M-6118),

Now, upon reading and filing the papers with respect to the motion and cross motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of taking judicial notice of the stipulation annexed to the moving papers as Exhibit A, and directing plaintiff-respondent to file a supplemental record containing 9 copies of this order and said stipulation forthwith (M-5914). The cross motion is denied (M-6118).

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Alice Harriot and Leroy Harriot, etc.,
Plaintiffs-Appellants,

-against-

Abdoulayetanou Balde, et al.,
Defendants-Respondents.
-----X

M-5980
Index No. 121792/03

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about January 13, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
In the Matter of the Application of

Robert Titza,
Petitioner-Appellant,

For a Judgment Under Article 78 of
the CPLR,

-against-

Raymond Kelly, etc., et al.,
Respondents-Respondents.

M-5988
Index No. 111177/11

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about March 3, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Mark L. Weiss,
Plaintiff-Respondent,

-against-

M-6141
Index No. 21372/12

The City of New York, New York City
Department of Correction, New York
City Department of Environmental
Protection,
Defendants-Appellants,

The New Fulton Fish Market Cooperative
at Hunts Point, Inc., et al.,
Defendants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about January 23, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Seth Mitchell, CFA,
Plaintiff-Appellant,

-against-

NYU, et al.,
Defendants-Respondents.

M-5941
Index No. 150622/13

-----X

Plaintiff-appellant pro se having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about January 14, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Peter Tom
David Friedman
John W. Sweeny, Jr.
Dianne T. Renwick, Justices.

-----X
Michael J. Devereaux,
Plaintiff-Appellant,

-against-

M-5962
Index No. 114428/09

Carolina E. Pascacio,
Defendant-Respondent.
-----X

Appeals having been taken from the orders of the Supreme Court, New York County, entered on or about October 16, 2012 (mot. seq. nos. 012, 013) and April 22, 2014 (mot. seq. nos. 015,017), respectively,

And an order of this Court entered on June 17, 2014, inter alia, consolidating the aforesaid appeals (M-2070),

And plaintiff-appellant having moved for an enlargement of time to perfect the consolidated appeals,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the consolidated appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Dianne T. Renwick
Leland G. DeGrasse
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Carlos Bazan, Janice Colley,
Gilbert Santos, Michelle Santos and
Larry Creer, Derivatively on behalf
of Crossway Christian Center, a
New York Religious Corporation,
Plaintiffs-Appellants,

-against-

Manuel Concepcion, et al.,
Defendants-Respondents.

M-5984
Index No. 22367/12E

-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, Bronx County, entered on or about February 6, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Dianne T. Renwick
Leland G. DeGrasse
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Marlene Rodriguez,
Plaintiff-Respondent,

-against-

M-5803
Index No. 6751/07

2526 Valentine LLC, et al.,
Defendants-Appellants,

Michael B. Doyle,
Non-Party-Appellant,

Magaw Management LLC,
Defendant.

-----X

Defendants-appellants and non party-appellant having jointly moved for an enlargement of time to perfect the appeals from the orders of the Supreme Court, Bronx County, entered on or about January 29, 2013 and January 13, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeals to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
In the Matter of the Application of

Jennifer Lopez,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-5904
Index No. 103102/12

The City University of New York,
Respondent-Respondent.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, New York County, entered on or about January 28, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Dianne T. Renwick
Leland G. DeGrasse
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X
Dwight Littlejohn,
Plaintiff-Respondent,

-against-

M-5979
Index No. 111186/11

Dominos Pizza, LLC,
Defendant-Respondent,

Nayci Family Properties,
Defendant-Appellant.
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about February 18, 2014 (mot. seq. no. 010),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Luis A. Gonzalez, Presiding Justice,
Dianne T. Renwick
Leland G. DeGrasse
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

HSBC Bank USA, et al.,
Plaintiffs-Respondents,

-against-

M-5891
Index No. 380368/09

Mario Costanz, Edie DiDomenico,
Defendants-Appellants,

National City Bank,
Defendant.

-----X

Appeals having been taken from the order of the Supreme Court, Bronx County, entered on or about November 5, 2010 and from the judgment of the same Court entered on or about September 11, 2014,

And defendants-appellants having moved for an enlargement of time to perfect the appeal taken from the order of the Supreme Court, Bronx County, entered on or about November 5, 2010,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of sua sponte, consolidating the aforesaid appeals and directing appellants to prosecute the appeals upon 9 copies of one record and of one set of appellants' points covering the appeals and enlarging the time in which to perfect the consolidated appeals to on or before February 23, 2015 for the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
Eva Whyte,
Plaintiff-Appellant,

-against-

M-5777
Index No. 307252/09

Jose F. Ramos-Molina,
Defendant-Respondent.
-----X

Defendant-respondent having moved for dismissal of the appeal taken from an order of the Supreme Court, Bronx County, entered on or about July 2, 2013,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted and the appeal is dismissed.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
International Asbestos Removal, Inc.,
Plaintiff-Respondent,

-against-

M-5948
Index No. 652494/12

Beys Specialty, Inc., and Federal
Insurance Company,
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about August 12, 2013,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick, Justices.

-----X

Cavit Oguzhan,
Plaintiff-Appellant,

-against-

M-5842
Index No. 100027/11

Mount Sinai Hospital, et al.,
Defendants-Respondents.

-----X

Defendants-respondents having moved to dismiss the appeal taken from the order of the Supreme Court, New York County, entered on or about June 16, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of dismissing the appeal unless it is perfected on or before March 23, 2015 for the June 2015 Term. Upon failure to so perfect, an order dismissing the appeal may be entered ex parte, provided that defendants-respondents serve a copy of this order upon appellant within 10 days after the date of entry hereof.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT : Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
Alliance Network, LLC, Alliance Network
Holdings, LLC, Network World Market
Center LLC,
Plaintiffs-Appellants,

-against-

M-5933
Index No. 653731/12

Sidley Austin LLP, et al.,
Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for consolidation of the appeals taken from the order of the Supreme Court, New York County, entered on or about March 21, 2014 (mot. seq. no. 005) and from the judgment of said Court entered on or about September 3, 2014, and for an enlargement of time to perfect the consolidated appeals,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of dismissing the appeal from the order of the Supreme Court, New York County, entered on or about March 21, 2014 (mot. seq. no. 005), as subsumed into the appeal from the judgment of said Court entered on or about September 3, 2014, and enlarging the time in which to perfect the appeal to the September 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
JPMorgan Chase Bank, National
Association,
Plaintiff-Respondent,

-against-

M-5214
Index No. 380424/11

Fakeeda B. Mustafa, et al.,
Defendants-Appellants.

-----X

Plaintiff-respondent having moved for dismissal of the appeals taken from orders of the Supreme Court, Bronx County, entered on or about March 5, 2013, and from an order of the same Court and Justice entered on or about May 1, 2014, respectively

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted and the appeals are dismissed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick, Justices.

-----X

Danielle Lerman,
Plaintiff-Respondent,

-against-

M-5834

M-5883

The City of New York,
Defendant-Appellant.

Index No. 150605/12

-----X

Plaintiff-respondent having moved to dismiss the appeal taken from the judgment of the Supreme Court, New York County, entered on or about May 22, 2014 (M-5834),

And defendant-appellant having moved for an enlargement of time in which to perfect the appeal (M-5883),

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of dismissing the appeal unless it is perfected for the May 2015 Term. Upon failure to so perfect, an order dismissing the appeal may be entered ex parte, provided that plaintiff-respondent serves a copy of this order upon appellant within 10 days from the date of entry hereof (M-5834). The motion for an enlargement of time to perfect the appeal is granted accordingly to the extent of enlarging the time to perfect the appeal to on or before February 23, 2015 for said May 2015 Term, with no further enlargements (M-5883).

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Barbara R. Kapnick, Justices.

-----X
First Avenue Equities LLC,
Petitioner-Landlord-Respondent,

-against-

M-5625
Index No. 570695/13

Yael Doron,
Respondent-Tenant-Appellant,

-and-

James Bradford Winslow, et al.,
Respondents-Undertenants.

-----X

Respondent-tenant-appellant having moved for leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County on or about July 28, 2014, for a stay of the aforesaid order, and for leave to prosecute the appeal as a poor person, and related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied, and the interim relief granted by a Justice of this Court on November 17, 2014 is vacated.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels, Justices.

-----X
Erica Bunin,
Plaintiff-Appellant,

-against-

Citimortgage, Inc.,
Defendant-Respondent.

M-5644
Index No. 107519/10

-----X

Defendant-respondent having moved for dismissal of the appeal taken from an order of the Supreme Court, New York County, entered on or about June 14, 2013, for failure to timely perfect,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted and the appeal is dismissed.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Paul G. Feinman
Darcel D. Clark
Barbara R. Kapnick, Justices.

-----X
1971 86th Street Realty LLC, et al.,
Plaintiffs-Respondents,

-against-

M-6026
Index No. 155030/13

New York Design Architects LLP,
Defendant-Appellant.
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about February 14, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Alan Metz,
Plaintiff-Appellant,

-against-

M-5940
Index No. 651993/13

Davis Polk & Wardwell LLP,
Defendant-Respondent.
-----X

Plaintiff-appellant pro se having moved for an enlargement of time to perfect the appeal from the order of the Supreme Court, New York County, entered on or about February 7, 2014,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
In the Matter of the Application of

Loretta Hobbs,
Petitioner-Appellant,

For a Judgment Pursuant to Article
78 of the CPLR,

M-5477
Index No. 401954/13

-against-

New York City Housing Authority,
et al.,
Respondents-Respondents.

-----X

An Article 78 proceeding having been transferred to this Court, pursuant to CPLR 7804(g), by order of the Supreme Court, New York County, entered on or about April 25, 2014, to review a determination of respondents,

And petitioner-appellant having moved for leave to prosecute the proceeding as a poor person, upon the original record and reproduced petitioner's brief, and for a stay of eviction in connection with a related Civil Court proceeding, and related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of permitting the proceeding to be heard on the original record and upon a reproduced petitioner's brief, on condition that petitioner serve one copy of such brief upon the attorney for the respondents and file 8 copies of such brief, together with the original record, with this Court. Petitioner is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

The stay is granted to the extent of staying summary eviction proceeding pending in the Civil Court of the City of New York, Bronx County, under Index No. 804432/11, on condition petitioner perfects the proceeding on or before February 23, 2015 for the May 2015 Term, and on further condition that petitioner remain current in rent/use and occupancy, and in compliance with the rules and regulations pertaining to her occupancy of the subject apartment. Upon failure to so perfect, an order vacating the stay may be entered ex parte, provided that defendants-respondents serve a copy of this order upon appellant within 10 days after the date of entry hereof.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Laine Levret de Melo,
Plaintiff-Respondent,

-against-

M-5902
Index No. 303025/09

Northon Levret de Melo,
Defendant-Appellant.
-----X

Plaintiff-respondent, pro se, having renewed her motion for dismissal of the appeal from the order of the Supreme Court, New York County, entered on or about May 9, 2012,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Unitrin Advantage Insurance Company,
Kemper A. Unitrin Business,
Plaintiffs-Appellants,

-against-

Professional Health Radiology, etc.,
Defendant-Respondent.

M-5787
Index No. 652997/13

-----X

Plaintiffs-appellants having moved for an order "staying" the appeal of the order of the Supreme Court, New York County, entered on or about January 29, 2014, pending a determination in plaintiff's declaratory judgment action (Unitrin Advantage Insurance Company v Camacho-Ovalles, et al. Index No. 21593/13), or in the alternative, an enlargement of time to perfect the appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the May 2015 Term with leave to seek further enlargements if necessary. (See M-5788 decided simultaneously herewith).

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X

Unitrin Advantage Insurance Company,
Kemper A. Unitrin Business,
Plaintiffs-Appellants-Respondents,

-against-

M-5788
Index No. 652998/13

Professional Health Radiology, etc.,
Defendant-Respondent-Appellant.

-----X

Plaintiffs-appellants having moved for an order staying the appeal of the order of the Supreme Court, New York County, entered on or about March 14, 2014, pending a determination in plaintiff's declaratory judgment action (Unitrin Advantage Insurance Company v Camacho-Ovalles, et al. Index No. 21593/13), or in the alternative, an enlargement of time to perfect the appeal,

And defendant-respondent having cross appealed the aforesaid order,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal and cross appeal to the May 2015 Term with leave to seek further enlargements if necessary. (See M-5787 decided simultaneously herewith).

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Dormitory Authority of the State of
New York, et al.,
Plaintiffs-Appellants-Respondents,

-against-

Samson Construction Co., etc., et al.,
Defendants-Respondents,

M-5892
M-5901
Index No. 403436/06

Perkins Eastman Architects, P.C.,
Defendant-Respondent-Appellant.
-----X

An appeal and cross appeal having been taken from the order of the Supreme Court, New York County, entered on or about March 1, 2013 (mot. seq. nos. 008-011, 013)

And defendant-respondent-appellant having moved for an enlargement of time to perfect its cross appeal (M-5892),

And plaintiffs-appellants-respondents having moved for an enlargement of time to perfect their direct appeal (M-5901),

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motions are granted to the extent of enlarging the time to perfect the appeal and cross appeal to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Brownstone Partners, L.P.,
Petitioner-Landlord-Respondent,

-against-

M-5759
Index No. 571001/13

Mark Z. Slupinski,
Respondent-Tenant-Appellant.

-----X

Respondent having moved for leave to appeal to this Court from the decision and order of the Appellate Term entered in the office of the Clerk of the Supreme Court, New York County, on or about August 8, 2014, and to stay a warrant of eviction,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion for leave to appeal to this Court is granted; appellant shall file two copies of the pre-argument statement and of this order with the Clerk of the Appellate Term with proof of service, pursuant to Section 600.17 of the Rules of this Court. So much of the motion seeking a stay of warrant of eviction is granted on condition that certain arrears are paid within 30 days, that the respondent continue to pay and remain current in payment of use and occupancy and on condition that the appeal be perfected on or before March 23, 2015 for the June 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT : Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X
Sealink Funding Limited,
Plaintiff-Appellant,

-against-

M-6154
Index No. 650196/12

Morgan Stanley, et al.,
Defendants-Respondents.

-----X
Sealink Funding Limited,
Plaintiff-Appellant,

-against-

Index No. 653102/12

UBS AG, et al.,
Defendants-Respondents.

-----X

Plaintiff-appellant having moved for consolidation of the appeal taken from the orders of the Supreme Court, New York County, entered on or about April 18, 2014 [Index No. 650196/12] with the appeal taken from the order of the Supreme Court, New York County, entered on or about July 14, 2014 [Index No. 653102/12], respectively,

Now, upon reading and filing the papers with respect to the motion, including the stipulation of the parties dated December 12, 2014, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of permitting appellant to prosecute the appeals upon 9 copies of one record and of one set of appellant's points covering the appeals and enlarging the time in which to perfect the consolidated appeals to the May 2015 Term in accordance with the aforesaid stipulation, and with the parties directed to abide by same.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X

Eric Hood,
Plaintiff-Respondent,

-against-

M-6085
Index No. 160459/13

Peter Koziej, Robert Koziej,
Defendants-Appellants.

-----X

Defendants-appellants having moved for an order staying a certain damages assessment hearing pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about July 15, 2014 (mot. seq. no. 002),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X
The People of the State of New York,

-against-
Anthony Hernandez,
Defendant.

M-2959
Ind. Nos. 7360/85
4797/85

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about March 28, 1986, or in the alternative, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of counsel, and for related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Leland G. DeGrasse
Sallie Manzanet-Daniels
Paul G. Feinman
Judith J. Gische, Justices.

-----X
Takia A. Gaynor,
Plaintiff-Appellant,

-against-

Bibi S. Ali, et al.,
Defendants-Respondents.

M-5670
M-5930
Index No. 301595/11

-----X

Defendants-respondents Damien O. Fraser (M-5930) and Francis Otchere-Darko and Light Ihuoma (M-5670) having moved separately for dismissal of the appeal taken from an order of the Supreme Court, Bronx County, entered on or about December 4, 2013, for failure to timely perfect,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motions are granted and the appeal is dismissed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Leland G. DeGrasse
Sallie Manzanet-Daniels
Paul G. Feinman
Judith J. Gische, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-5706
Ind. No. 450/13

Aaron Hope,
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of the Supreme Court, New York County, rendered on or about February 19, 2013,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2014.

PRESENT: Hon. David Friedman, Justice Presiding,
Dianne T. Renwick
David B. Saxe
Leland G. DeGrasse, Justices.

-----X
Sheryl Menkes, etc.,
Plaintiff-Appellant,

-against-

M-4389
Index No. 29302/02

Beth Abraham Services,
Defendant-Respondent.
-----X

Plaintiff-appellant having moved for "renewal" of the decision and order of this Court entered on November 29, 2011 (Appeal No. 6193N),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. David Friedman, Justice Presiding,
Karla Moskowitz
Paul G. Feinman
Judith J. Gische
Barbara R. Kapnick, Justices.

-----X
In re The Estate of Manny E. Duell,
Deceased.

Andrew Duell,
Petitioner-Respondent-Appellant,

M-5703
Index No. 4835/77

-against-

Thea Duell, et al.,
Objectants-Appellants, Respondents.

-----X

Objectants-appellants-respondents having moved for reargument of or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this Court entered on October 14, 2014 (Appeal No. 13204N),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Rolando T. Acosta
David B. Saxe
Sallie Manzanet-Daniels
Darcel D. Clark, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-4475
Ind. No. 736/09

Ishaq Davis,
Defendant-Appellant.

-----X

Defendant-appellant having moved for reargument of the decision and order of this Court entered on April 24, 2014 (Appeal No. 12316),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
Gerard A. Burley,
Plaintiff-Appellant,

-against-

M-5698
Index No. 260091/13

The Motor Vehicle Accident
Indemnification Corporation,
Defendant-Respondent.

-----X

Defendant-respondent having moved for dismissal of the appeal taken from an order of the Supreme Court, Bronx County, entered on or about October 22, 2013, for failure to timely perfect,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted and the appeal is dismissed.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter
Darcel D. Clark, Justices.

-----X
Law Offices of Oliver Zhou, PLLC,
et al.,
Petitioners-Respondents,

For a Judgment Pursuant to Article 78
of the CPLR,

-against-

M-5693
M-5713
Index No. 100035/14

New York State Division of Human
Rights, etc., et al.,
Respondents-Petitioners.

-----X

A proceeding pursuant to Article 78 of the CPLR having been transferred to this Court by the order of the Supreme Court, New York County, entered on or about February 18, 2014,

And the respondents-petitioners having moved for an enlargement of time to perfect the proceeding (5693),

And petitioners-respondents having moved for an enlargement of time to perfect the proceeding (M-5713),

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motions are granted to the extent of enlarging the time to perfect the proceeding and cross proceeding to the May 2015 Term.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Leland G. DeGrasse
Darcel D. Clark
Barbara R. Kapnick, Justices.

-----X
The People of the State of New York,

-against-

Kenyaitta F.,
Defendant.

SEALED
M-5620
Docket No. 2014NY038229

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the order of the Supreme Court, New York County, entered on or about September 4, 2014, and for leave to prosecute said appeal as a poor person, and related relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:



CLERK

P.M ORDERS
FOR
JANUARY 08,
2015

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Karla Moskowitz, Justices.

-----X
Jfurti, LLC, Summer Investors, LLC,
Winter 866 UN, LLC and Jacob Frydman,
Plaintiffs-Appellants,

-against-

M-5978
Index No. 650803/14

Eli Verschleiser, et al.,
Defendants-Respondents.

-----X

An appeal having been taken from the orders of the Supreme Court, New York County, entered on or about November 10, 2014 (mot. seq. no. 005),

And plaintiffs-appellants having moved for an order staying the proceedings pending hearing and determination of the appeal taken therefrom,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied and the interim relief granted by an order of a Justice of this Court dated December 2, 2014 is hereby vacated.

ENTER:


CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on January 8, 2015.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
David B. Saxe
Sallie Manzanet-Daniels, Justices.

-----x
In the Matter of the Application of
Maxine Todd,
Petitioner-Appellant,

-against-

M-6139
Index No. 100518/14

New York City Health and Hospitals
Corporation Office of Legal Affairs,
Claims Division,
Respondent-Respondent.
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about August 20, 2014, and said appeal having been perfected,

And respondent-respondent having moved for leave to strike the record on appeal and to direct petitioner-appellant pro se to file a corrected record on appeal or supplemental "record" containing the relevant papers before Supreme Court, and to adjourn the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of deeming the appeal perfected pursuant to the appendix system (22 NYCRR 600.5[a]), directing respondent-respondent to file a supplemental appendix, at its own expense, containing the aforesaid omitted "relevant papers", and adjourning the appeal to the April 2015 Term.

ENTER:


CLERK