

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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Dianne T. Renwick  
Troy K. Webber  
Jeffrey K. Oing, Justices.

-----x  
Gerald Imber, M.D., P.C.,

Plaintiff-Appellant,

-against-

M-2483

Index No. 653353/18

Carl Fischer Photography, Inc.,

Defendant-Respondent.  
-----x

An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 24, 2019, which, inter alia, vacated a temporary restraining order granted on July 2, 2018, and denied plaintiff's motion for a *Yellowstone* injunction,

And plaintiff-appellant having moved for an order enjoining, restraining and staying the operation of the order, 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 granted, and the temporary restraining order reinstated, on condition that plaintiff-appellant perfects the appeal for the December 2019 Term.

ENTERED:

  
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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Dianne T. Renwick  
Troy K. Webber  
Jeffrey K. Oing, Justices.

-----x  
Highland Crusader Offshore Partners,  
L.P., et al.,  
Plaintiffs-Respondents,

-against-

M-2599  
Index No. 653486/16

Targeted Delivery Technologies Holdings,  
Ltd., Targeted Delivery Technologies, Ltd.,  
Celtic Pharmaceutical Holdings, L.P.,  
Celtic Pharma Management, L.P., Ltd.,  
Celtic Pharma Management Ltd., Celtic  
Pharma Fix Venture Ltd., Celtic Pharma  
Fix Ltd., John Mayo, Aven Therapeutics  
Management LLLP formerly known Celtic  
Therapeutics Management LLP and  
Steven Evans-Freke,  
Defendants-Appellants,

-and-

Xenova Group, Ltd., et al.,  
Defendants.

-----x  
Separate appeals having been taken from an order of the Supreme Court, New York County, entered on or about December 4, 2018,

And defendants-appellants having jointly moved for a stay of all proceedings pending hearing and determination of 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 denied.

ENTERED:

  
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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Dianne T. Renwick  
Troy K. Webber  
Jeffrey K. Oing, Justices.

-----x  
Woodstock 50, LLC,

Petitioner-Appellant,

-against-

M-2660  
Index No. 652772/19

Dentsu Inc., Dentsu Aegis Network and  
Amplifi Live, LLC,

Respondents-Respondents.

-----x

An appeal having been taken to this Court by petitioner-appellant from the order of the Supreme Court, New York County, entered on or about May 15, 2019, which granted a preliminary injunction enjoining respondents-respondents from cancelling the subject music festival or communicating with the media or festival stakeholders that the festival is cancelled, but denied petitioner's request for a restoration of festival funds,

And petitioner-appellant having moved for an appellate injunction requiring the respondents-respondents to restore to the Woodstock 50<sup>th</sup> Anniversary bank account all funds withdrawn by them, in an amount not less than \$18,500,000, plus any other funds removed for non-Festival related purposes, and requiring the respondents-respondents to immediately provide all consents and approvals requested by petitioner-appellant for payment of festival related expenses,

And an order of a Justice of this Court, dated May 22, 2019, having denied petitioner-appellant's application for interim relief on condition respondents-respondents deposit the sum of \$18.5 million with their attorneys by 5:00 p.m. on May 24, 2019,

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 respondents-respondents' attorneys are directed to release to respondents-respondents any funds deposited with them pursuant to the aforesaid interim order of a Justice of this Court dated May 22, 2019.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,  
Dianne T. Renwick  
Troy K. Webber  
Jeffrey K. Oing, Justices.

-----X  
Jose Goncalves and Cristina Goncalves,  
Plaintiffs-Appellants,

-against-

M-2588  
Index No. 150847/15

New 56th and Park (NY) Owner, LLC now  
known as 56th and Park (NY) Owner, LLC,  
and Lend Lease (US) Construction LMB Inc.,  
Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for a stay of trial pending hearing and determination of the perfected appeal taken from the order of the Supreme Court, New York County, entered on or about December 21, 2018,

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.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Dianne T. Renwick, Justice Presiding,  
Sallie Manzanet-Daniels  
Ellen Gesmer  
Cynthia S. Kern  
Anil C. Singh, Justices.

-----X  
In the Matter of a Guardianship  
Proceeding

- - - - -  
Jeanette T., **CONFIDENTIAL**  
Petitioner-Appellant-Respondent, M-2298  
Docket No. G-47317-15/16A

-against-

Carlos V.,  
Respondent-Respondent-Appellant,

Enid B. R.  
Migdalia P.  
Respondents-Respondents.

- - - - -  
Janet E. Sabel, Esq., The Legal  
Aid Society, Attorney for the Child.

-----X

An order of this Court having been entered on December 11, 2018, (M-5073) granting petitioner-appellant-respondent mother leave to prosecute, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about June 25, 2018, and assigning Steven N. Feinman, Esq., as counsel to prosecute the appeal; and a motion having been made to relieve assigned counsel, and to withdraw said 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 deeming the appeal withdrawn; and relieving assigned counsel Steven N. Feinman, Esq., as counsel to prosecute petitioner-appellant's appeal.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rosalyn H. Richter, Justice Presiding,  
Peter Tom  
Ellen Gesmer  
Cynthia S. Kern  
Peter H. Moulton, Justices.

-----X

James Sauer,  
Plaintiff-Respondent,

-against-

The City of New York, NYC Department  
of Environmental Protection and John  
P. Piccone, Inc.,  
Defendants-Respondents,

M-2622  
Index No. 306485/11

-and-

URS Corporation-New York and URS/  
Malcom Pirnie Joint Venture,  
Defendants-Appellants,

-and-

Malcolm Pirnie, Inc.,  
Defendant,

[And Third Party Actions].

-----X

Defendant-appellant URS Corporation-New York, individually and as a member of the URS/Malcolm Pirnie, Joint Venture, having moved for a stay of trial, currently scheduled for June 26, 2019, pending hearing and determination of the perfected appeal taken from the order of the Supreme Court, Bronx County, entered on or about June 22, 2018,

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.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Sallie Manzanet-Daniels, Justice Presiding,  
Marcy L. Kahn  
Cynthia S. Kern  
Peter H. Moulton, Justices.

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

-against-

**M-1954**  
Ind. No. 937/11

Eddy Coello,  
Defendant-Appellant.

-----x

An appeal having been taken to this Court by defendant from a judgment of the Supreme Court, Bronx County, rendered on or about November 14, 2012,

And on June 4, 2015, this Court having unanimously affirmed the aforementioned judgment,

And defendant having moved, pro se, for poor person relief and for the assignment of appellate counsel in anticipation of an application for coram nobis relief, 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.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Martin Regalado,

Plaintiff-Respondent,

-against-

635 Riverside Drive NY LLC,  
Defendant-Appellant,

-and-

DHNY Apt V LLC,  
Defendant.

M-1173X  
Index No. 151907/15

- - - - -  
635 Riverside Drive NY LLC,  
Third-Party Plaintiff-  
Appellant,

-against-

Bluestar Properties Inc., et al.,  
Third-Party Defendants-  
Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about June 6, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" February 27, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

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

Respondent,

-against-

M-2141  
Ind. No. 1901/16

Ali Simmis,

Defendant-Appellant.  
-----X

An appeal having been taken from the judgment of the Supreme Court, Bronx County, rendered on or about January 30, 2017,

Now, upon reading and filing the stipulation of the parties hereto, dated April 4, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
The Board of Managers of 147 Waverly  
Place Condominium,  
Plaintiff,

-against-

KMG Waverly, LLC, et al.,  
Defendants.

M-2230  
Index No. 159329/13

- - - - -  
KMG Waverly, LLC,  
Third-Party Plaintiff-Appellant,

KMGW, LLC, Marathon Waverly, LLC  
Third-Party Plaintiffs,

Marathon Real Estate Opportunity Fund, LLC,  
Burt Miller, Eric Granowsky, Stanley  
Kleger, and Ron Bernstein,  
Third-Party Plaintiffs-Appellants,

-against-

Waverly CC, LLC,  
Third-Party Defendant,

Stanislaw Slutsky, P.E., Forum Engineering,  
PC., Robert Silman Associates Structural  
Engineers, D.P.C., Kulik & Associates, LLC,  
George J. Kulik, P.E., P.C., Lawrence  
Exterior Restoration Corp.,  
Third-Party Defendants-Respondents,

Vanguard Construction & Development  
Company, Inc., and BKSK Architects, LLP,  
Third-Party Defendants.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about August 18, 2016,

Now, upon reading and filing the stipulation of the parties hereto, submitted April 9, 2019, and due deliberation having been had thereon,

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

ENTERED:



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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

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

Appellant,

-against-

M-2258  
Ind. No. 2863/17

Steven Espinal,

Defendant-Respondent.  
-----X

The People having appealed to this Court from an order of the Supreme Court, Bronx County, entered on or about May 8, 2018,

Now, upon reading and filing the stipulation of the parties hereto dated April 18, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Rosalyn H. Richter, Justices.

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

Respondent,

-against-

M-2259

Ind. Nos. 140/16  
2430/15

Alejandro Guzman,

Defendant-Appellant.  
-----X

An appeal having been taken from the judgment of the Supreme Court, Bronx County, rendered on or about September 7, 2017,

Now, upon reading and filing the stipulation of the parties hereto, dated April 18, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Ashley Han, as Administratrix of the  
Estate of Ki Suck Han, Se Rim Han,  
individually, and Ashley Han,  
individually,  
Plaintiffs-Appellants,

M-2264X  
Index No. 651238/15

-against-

Brighthouse Life Insurance Company  
of NY,  
Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about July 13, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" May 24, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
\_\_\_\_\_  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

Mutilyn Letts,

Plaintiff-Appellant,

-against-

M-2266X

Index No. 20319/16

Ted Perry, et al.,

Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about June 25, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" April 15, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

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

ex rel. Lauren Gottesman, Esq., on  
behalf of Randy Scott,  
Petitioner-Appellant,

-against-

M-2285  
Index No. 451986/18  
Ind. No. 3069/18

Cynthia Brann, Commissioner, New York  
City Department of Correction,  
Respondent-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about October 15, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated April 16, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
CLERK

CORRECTED - JULY 10, 2019

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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Derek Wortham,  
Plaintiff-Respondent,

-against-

The Port Authority of New York and New  
Jersey,  
Defendant-Appellant,

M-2229  
Index No. 155687/17

-and-

Tutor Perini Corporation,  
Defendant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about September 17, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated April 16, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
James Greene,  
Plaintiff-Respondent-Appellant,

-against-

American Elevator & Machine Corp., M-2249  
Padded Wagon Express, Inc. and Index No. 307445/08  
Oak Leaf Moving, Inc.,  
Defendants,

-and-

157 East 57<sup>th</sup> Street LLC, Solil  
Management LLC and Plaza Circle  
Enterprises, LLC,  
Defendants-Appellants-Respondents.

-----X

An appeal and cross appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about October 19, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated April 19, 2019, and due deliberation having been had thereon,

It is ordered that the appeal and cross appeal, previously perfected, are withdrawn in accordance with the aforesaid stipulation.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

Donna Perillo, etc., et al.,  
Plaintiffs-Respondents,

-against-

A.O. Smith Water Products Co., et al.,  
Defendants,

M-2237  
Index No. 190264/15

-and-

Nissan North America, Inc.,  
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about June 21, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated April 26, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Danielle Pecile, et al.,

Plaintiffs-Respondents,

-against-

M-2244

Index No. 110490/10

Titan Capital Group, LLC, et al.,

Defendants-Appellants.  
-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about May 3, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated April 22, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

Raymond Campbell,  
Plaintiff-Respondent,

-against-

132 Horizon LLC,  
Defendant-Appellant,

M-2232  
Index No. 23404/13E

-and-

Golden Elevator Co., Inc.,  
Defendant-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about November 29, 2018,

Now, upon reading and filing the stipulation of the parties hereto, dated April 10, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----x

In the Matter of the Guardianship of  
the Person and Custody of

Nazzhear Z. G., and  
Yahmair Z. G.,

Children Under 18 Years of Age Pursuant  
to §384-b of the Social Services Law  
of the State of New York and/or  
Article 6 of the Family Court Act.

**CONFIDENTIAL**

M-2176  
Docket Nos. B-10825/17  
B-10826/17

- - - - -  
Administration for Children's Services,  
et al.,  
Petitioners-Respondents,

Tanisha N.,  
Respondent-Appellant.

- - - - -  
Melissa Oliver, Esq.,  
Attorney for the Children.

-----x

An appeal taken from two orders of the Family Court, Bronx County, both entered on or about January 30, 2018,

And respondent-appellant having moved for a reconstruction hearing for the trial Exhibits introduced at the hearing, and for other relief,

Now, upon reading and filing the correspondence from the attorney for respondent-appellant, dated April 29, 2019, and due deliberation having been had thereon,

It is ordered that the motion is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Sutclif Davis,  
Plaintiff-Respondent,

-against-

Gyeabour Kwasi and Sami Neshiewat,  
Defendants,

M-2265  
Index No. 21286/16E

-and-

Wallace Taft, Hertz Equipment  
Rental Corporation and the  
City of New York,  
Defendants-Appellants.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about September 7, 2018,

Now, upon reading and filing the correspondence from the attorney for defendants-appellants dated April 15, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Hector Rodriguez, an infant by his  
mother and natural guardian, Martha  
Rodriguez and Martha Rodriguez,  
Individually,  
Plaintiffs-Respondents,

-against-

M-2267  
Index No. 350408/10

The City of New York and The Board/  
Department of Education of the  
City of New York,  
Defendants-Appellants.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about February 11, 2019,

Now, upon reading and filing the correspondence from the attorney for defendants-appellants dated April 10, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta,                      Presiding Justice,  
                  David Friedman  
                  John W. Sweeny, Jr.  
                  Dianne T. Renwick  
                  Rosalyn H. Richter,                      Justices.

-----X  
Loretta Nesmith, as Administratrix of  
the Estate of Ferman Nesmith, also  
known as Ferman D. Nesmith and Loretta  
Nesmith, Individually,  
                  Plaintiffs-Respondents,

-against-

Pourrat M. Monahemi, M.D.,  
                  Defendant,

M-2268  
Index No. 28556/16E

-and-

Bronx Harbor Health Care Complex Inc.,  
doing business as Kings Harbor  
Multicare Center,  
                  Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about May 24, 2018,

Now, upon reading and filing the correspondence from the attorney for defendant-appellant dated March 27, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Paul Gottbetter & Gottbetter &  
Partners, LLP,  
Plaintiffs-Respondents,

-against-

M-2269  
Index No. 652715/15

Crone Kline Rinde, LLP & CKR Law LLP,  
Defendants-Appellants.

- - - - -  
[And a third-party action]

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about October 11, 2018,

Now, upon reading and filing the correspondence from the attorney for defendants-appellants dated April 12, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
\_\_\_\_\_  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

Brynn DeLong,  
Plaintiff-Respondent,

-against-

Haven Equities, Inc., Board of  
Directors of Haven Equities, Inc. and  
Plymouth Management Group, Inc.,  
Defendants-Appellants,

M-2271  
Index No. 159108/16

-and-

Dennis Fox,  
Defendant.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about June 22, 2018,

Now, upon reading and the correspondence from the attorney for defendants-appellants dated April 17, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York  
ex rel. Joshua Norkin, on behalf of  
Eric Warrick,  
Petitioner-Appellant,

-against-

M-2273  
Index No. 450583/18  
SCID No. 30061/18

Cynthia Brann, Commissioner, New York  
City Department of Corrections,  
Respondent-Respondent.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about April 17, 2018,

Now, upon reading and filing the correspondence from the attorney for petitioner-appellant dated April 15, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

Sonia M. Toledo,  
Plaintiff-Respondent,

-against-

M-2327

Index No. 653234/17

Nisha Sabharwal, et al.,  
Defendants-Appellants.

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about October 17, 2018,

Now, after pre-argument conference and upon reading and filing the stipulation of the parties hereto, "so ordered" June 19, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Suttongate Holdings Limited,  
Plaintiff-Respondent,

-against-

M-2329  
Index No. 652393/15

Lacomm Management N.V., et al.,  
Defendants-Appellants.

- - - - -  
[And other actions.]

-----X

An appeal having been taken from the order of the Supreme Court, New York County, entered on or about October 22, 2018 (Cal. No. 2018-5086),

Now, upon reading and filing the papers with respect to this matter, including the Notice of Withdrawal of Appeal of the appellants hereto, dated April 18, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
\_\_\_\_\_  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
Nelson Dejesus, Jr.,  
Plaintiff,

-against-

**M-2531**

Index No. 7127/07

Port Parties, Ltd., doing business as  
Show Piers on the Hudson, GES Exposition  
Services, Inc., ENK International, Inc.  
and the Unconvention Center,  
Defendants.

-----X  
ENK International, Inc.,  
Third-Party Plaintiff,

Index No. 86297/07

-against-

Port Parties, Ltd.,  
Third-Party Defendant.

-----X  
GES Exposition Services, Inc.,  
Second Third-Party Plaintiff-  
Respondent

-against-

Index No. 83707/08

AJ Industries, LLC doing business as  
Y? Morrissey and Y? Katonah, LLC,  
Second Third-Party Defendant-  
Appellant.

-----X  
AJ Industries, LLC doing business as  
Y? Morrissey and Y? Katonah, LLC,  
Third Third-Party Plaintiff,

Index No. 83943/09

-against-

Bruce Thompson Creative Services, Inc.,  
Third Third-Party Defendant.

-----X

Second third-party defendant, AJ Industries, LLC doing business as Y? Morrissey and Y? Katonah, LLC, having taken an appeal from an order of the Supreme Court, Bronx County, entered on or about October 1, 2018,

Now, upon reading and filing the correspondence received from counsel for second third-party defendant-appellant, dated May 8, 2019, and due deliberation having been had thereon,

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

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Paternity Proceeding

Georgina M.,  
Petitioner-Appellant-Respondent,  
  
-against-

**CONFIDENTIAL**  
**M-2533**

Docket No. P-28170/17

James C.,  
Respondent-Respondent-Appellant.

-----X

An appeal and cross appeal having been taken from a supplemental finding of fact entered on or about February 25, 2019 to the order of the Family Court, New York County, entered on or about February 14, 2019,

Now, upon reading and filing the stipulation of the parties hereto, dated May 9, 2019, and due deliberation having been had thereon,

It is ordered that the appeal and cross appeal are deemed withdrawn in accordance with the aforesaid stipulation.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

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

Respondent,

-against-

**M-2076**

Ind. No. 806/18

Xavier Bacon also known as  
Zavearr Bacon,

Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal taken from a judgment of the Supreme Court, New York County, rendered on or about April 12, 2019, for leave to have the appeal heard upon the original record and a reproduced appellant's 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 permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28<sup>th</sup> Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

**M-2208**

Ind. No. 903/18

Jason Vega,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 18, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 18, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Christina Swarns, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

**M-2214**

Ind. No. 4235/17

Lee Stanton,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 13, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 13, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

**M-2215**

Ind. No. 2743/17

Paris Roberts,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 1, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 1, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

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

-against-

**M-2216**  
Ind. No. 2515/17

Claudia Wise,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 7, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 7, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

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

-against-

**M-2217**  
Ind. No. 4432N/18

Roberto Saintkitts,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 14, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 12, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-2272  
Ind. No. 2482/17

Abdoul Quattra,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 1, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 1, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-2287  
Ind. No. 2980/18

Nicholas Dujardin,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about March 19, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about March 19, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-2289  
Ind. No. 2492/16

Frankie Simmons,  
Defendant-Appellant.

-----X

An order of the Supreme Court, New York County, having been entered on or about February 21, 2019, inter alia, granting defendant poor person relief with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about February 19, 2019,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal is permitted to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Christina Swarns, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, New York, 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of

Paige T.,

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

**CONFIDENTIAL**

M-2203

Docket Nos. NN-1152-18

- - - - -  
Administration for Children's Services,  
Petitioner-Respondent,

-against-

Kodjo T.,  
Respondent-Appellant.

- - - - -  
Lydia Ross, Esq.,  
Attorney for the Subject Child.

-----X

Respondent-appellant father, Kodjo T., having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about January 4, 2019, 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 the certification of Garline Octobre, Esq., dated April 29, 2019, 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, George E. Reed, Jr., 222 Mamaroneck Avenue, White Plains, New York 10605, Telephone No. 914-946-5000, 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<sup>1</sup> **within 30 days (FCA 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 Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:

  
CLERK

---

<sup>1</sup>Service 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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Family Offense Proceeding

Eric R.,  
Petitioner-Respondent,

**CONFIDENTIAL**  
**M-2361**

-against-

Docket No. O-31734/16

Henry R.,  
Respondent-Appellant.

-----X

Petitioner-respondent having moved for leave to respond, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about October 20, 2016, 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 the certification of Roma Baran, Esq., dated April 23, 2019, and due deliberation having been had thereon, it is

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to § 1120 of the Family Court Act, Hani M. Moskowitz, Esq., 225 Broadway, Suite No. 715, New York, New York, 10007, Telephone No. 212-227-8208, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for each

party to the appeal, and an original and five hard copies, and if represented by counsel, one digital copy of such brief, are filed with this court, pursuant to 22 NYCRR Section 1250.9.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Proceeding for  
Custody/Visitation Under Article 6  
of the Family Court Act.

- - - - -

**CONFIDENTIAL**

**M-2365**

Martyna B.,  
Petitioner-Appellant,

Docket No. V-5613-13/18H

-against-

Marlo M.,  
Respondent-Respondent.

- - - - -

Hani M. Moskowitz, Esq.,  
Attorney for the Child.

-----X

The court attorney for the subject child, Jayden M., having moved on the child's behalf for leave to respond, as a poor person, to the appeal taken from an order of the Family Court, Bronx County, entered on or about March 22, 2019, 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 the certification of Elizabeth Posse, Esq., dated April 27, 2019, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to § 1120 of the Family Court Act, Hani M. Moskowitz, Esq., 225 Broadway, Suite No. 715, New York, New York, 10007, Telephone No. 212-227-8208, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for each party to the appeal, and an original and five hard copies, and if

represented by counsel, one digital copy of such brief, are filed with this court, pursuant to 22 NYCRR Section 1250.9.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Guardianship  
Proceeding

Christine Dominique T.,  
Petitioner-Appellant,

-against-

**CONFIDENTIAL**  
**M-2366**

Docket No. G-24335-6/15/17A

Lashanna J.,  
Respondent-Respondent.

-----  
Janet E. Sabel, Esq.,  
The Legal Aid Society,  
Attorney for the Children.

-----X

Respondent-respondent having moved for leave to respond as a poor person, the appeal taken from an order of the Family Court, Bronx County, entered on or about December 10, 2018, 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 the certification of Elizabeth Posse, Esq., dated April 22, 2019, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to § 1120 of the Family Court Act, Hani M. Moskowitz, Esq., 225 Broadway, Suite No. 715, New York, New York, 10007, Telephone No. 212-227-8208, as counsel for purposes of responding to the appeal; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for each

party to the appeal, and an original and five hard copies, and if represented by counsel, one digital copy of such brief, are filed with this court, pursuant to 22 NYCRR Section 1250.9.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of

Athena M.,

**CONFIDENTIAL**  
**M-2405**

Docket No. NN-14196/18

A Child Under Eighteen Years of Age  
Alleged to be Neglected Under  
Article 10 of the Family Court Act.

- - - - -  
Administration for Children's  
Services,  
Petitioner-Respondent,

-against

Manuel M. T.,  
Respondent-Appellant.

- - - - -  
Michael Moorman, Esq.,  
Lawyers for Children,  
Attorney for the Child.

-----X  
Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal taken from an order of the Family Court, New York County, entered on or about March 28, 2019, 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 the certification of Linda McCarthy, Esq., dated April 26, 2019, 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, Steven N. Feinman, Esq., One North Broadway, Suite 412, White Plains, New York, 10601, Telephone No. 914-949-8214, 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<sup>1</sup> **within 30 days (FCA 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 Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:

  
CLERK

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<sup>1</sup>Service 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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Family Offense  
Proceeding Under Article 8 of the  
Family Court Act.

- - - - -  
Anthony Steven R.,  
Petitioner-Appellant,

**CONFIDENTIAL**  
M-2434  
Docket No. O-7226/18

-against-

Jenna Alyssa M.,  
Respondent-Respondent.

-----X

Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about November 1, 2018, 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 the certification of Jo Ann Douglas, Esq., dated May 10, 2019, 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., 155-03 Jamaica Avenue, 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<sup>1</sup> **within 30 days (FCA 1121[7]) of service**

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

**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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:



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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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of

Navaya Joelee T., and  
Joyce Angeleena T.,

Children Under 18 Years of Age Alleged  
to be Neglected Under Article 10 of  
the Family Court Act.

- - - - -  
Administration for Children's Services,  
Petitioner-Respondent,

**CONFIDENTIAL**

M-2577  
Docket Nos. NN-50103/16  
NN-50102/16

Asheena Marie M.-P.,  
Respondent,

Rodney T.,  
Non-Respondent-Appellant.

- - - - -  
Janet E. Sabel, Esq., The Legal  
Aid Society,  
Attorney for the Children.

-----X

Non-respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about March 12, 2019, 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 the certification of June B. Callwood, Esq., dated May 13, 2019, 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., 155-03 Jamaica Avenue, 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<sup>1</sup> **within 30 days (FCA 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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:

  
CLERK

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<sup>1</sup>Service 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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of

Yumara T.,  
Yulinda T.,  
Yasmin T., and  
Yaheem T.,

**CONFIDENTIAL**  
M-2579

Children Under 18 Year of Age Alleged to be Abused and/or Neglected Under Article 10 of the Family Court Act. Docket Nos. NA-11789/17  
NA-11790/17  
NA-11787/17  
NA-11788/17

-----  
Administration for Children's Services,  
Petitioner-Respondent,

Raymond K.,  
Respondent-Appellant.

-----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 June 19, 2018, 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 the certification of Beatrice Mayol, Esq., dated May 10, 2019, 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., 155-03 Jamaica Avenue, 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<sup>1</sup> **within 30 days (FCA 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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:

  
CLERK

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<sup>1</sup>Service 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 June 20, 2019.

Present: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Proceeding for  
Custody and/or Visitation Under  
Article 6 of the Family Court Act.

-----  
Naomi S.,  
Petitioner-Respondent,

-against-

**CONFIDENTIAL**

M-2576

Docket Nos. V-28217-12/15B  
V-27541-12/15B

Steven E.,  
Respondent-Respondent.

-----  
Lewis S. Calderon, Esq.,  
Attorney for the Child-Appellant.

-----X  
June B. Callwood, Esq., court attorney for the subject child, Elijah E., having moved on the child's behalf for leave to prosecute as a poor person, the appeal taken from the order of the Family Court, New York County, entered on or about December 5, 2018, 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 the certification of June B. Callwood, Esq., dated May 13, 2019, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to §1120 of the Family Court Act, Lewis S. Calderon, Esq., 155-03 Jamaica Avenue, 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<sup>1</sup> **within 30 days (FCA 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) directing appellant to perfect this appeal, in compliance with Section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTERED:



CLERK

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<sup>1</sup>Service 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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

**M-2155**

Ind. No. 4070/17

Yusef Johnson,  
Defendant-Appellant.

-----X

An order of this Court having been entered on April 9, 2019 (M-409) granting defendant leave to prosecute, as a poor person, the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about December 3, 2018, and assigning Robert S. Dean, Esq., Center for Appellate Litigation, as counsel to prosecute the appeal; and a motion having been made to relieve such 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 granted to the extent of striking the designation of Robert S. Dean, Esq., Center for Appellate Litigation, as assigned counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Christina Swarns, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, as such counsel. The poor person relief previously granted is continued, and appellant's time in which to perfect the appeal is enlarged until 120 days from the date of this order or the filing of the complete record, whichever is later.

ENTERED:

  
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 June 20, 2019.

Present: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X  
In the Matter of a Custody/Visitation  
Proceeding Under Article 6 of the  
Family Court Act.

-----  
Maria K.,  
Petitioner-Appellant,

-against-

Christopher B.,  
Dimitra L.,  
Respondents-Respondents.

-----  
Randall Carmel,  
Attorney for the Child Krystyna B.,

Thomas R. Villecco, Esq.,  
Attorney for the Child Matthew B.

**CONFIDENTIAL**

**M-1809A**

Docket Nos. V-183-13/18H  
V-184-13/18H  
V-34266-11/18J  
V-34267-11/18J

-----X  
An appeal having been taken from the order of the Family Court, New York County, entered on or about January 7, 2019,

And an order of this Court having been entered on June 4, 2019 (M-1809), granting poor person relief and assigning Larry S. Bachner, P.C., as counsel for the child Krystyna B. for purposes of responding to the appeal,

Now, upon the Court's own motion, it is

Ordered that the designation of Larry S. Bachner, P.C., as counsel for the child Krystyna B., for purposes of responding to the appeal is stricken and, pursuant to Section 722 of the County Law, Randall Carmel, Esq., 410 Jericho Turnpike, Suite 302, Jericho, N.Y. 11753, Telephone No. (603) 313-1951, is substituted as such counsel. Counsel is permitted to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorneys for the parties and an original and five hard copies, and one digital copy thereof, are filed with this Court. The order of this Court entered on June 4, 2019 (M-1809), is hereby recalled and vacated.

ENTERED:

  
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 June 20, 2019.

Present: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

In the Matter of a Proceeding for Custody/Visitation Under Article 6 of the Family Court Act.

- - - - -

Hyland P.,  
Petitioner-Appellant,

**CONFIDENTIAL**

M-1715A  
Docket No. V-29041/17

-against-

Ericka B. and Administration for Children's Services  
Respondents-Respondents.

-----X

An appeal having been taken from the order of the Family Court, New York County, entered on or about December 14, 2018,

And an order of this Court having been entered on June 11, 2019 (M-1715), granting poor person relief and assigning Thomas R. Villecco, Esq., as counsel for purposes of responding to the aforesaid appeal on behalf of respondent-respondent Ericka B.,

Now, upon the Court's own motion, it is

Ordered that the designation of Thomas R. Villecco, Esq., as counsel for purposes of responding to the aforesaid appeal on behalf of respondent-respondent Ericka B. is stricken and, pursuant to Section 722 of the County Law, Emily S. Wall, Center for Family Representation, 40 Worth Street, Suite 605, New York, N.Y. 10013, Telephone No. 212-691-0950, is substituted as such counsel. Counsel is permitted to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorneys for the parties and an

original and five hard copies, and one digital copy thereof, are filed with this Court. The order of this Court entered on June 11, 2019 (M-1715), is hereby recalled and vacated.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Dianne T. Renwick  
Rosalyn H. Richter, Justices.

-----X

Vasinee Levy,  
Plaintiff-Respondent,

-against-

**CONFIDENTIAL**

M-2815

Index No. 308339/14

Joseph Levy,  
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about April 12, 2019,

And defendant-appellant having moved for an order staying enforcement of the aforementioned order, which granted plaintiff-respondent's request for a final award of attorney's fees, pending the hearing and determination of the appeal,

And interim relief having been granted by an order of a Justice of this Court dated May 30, 2019, granting an interim stay conditioned on defendant posting an undertaking in the amount of \$72,000 on or before June 3, 2019 at 5:00 p.m.,

Now, upon reading and filing the papers with respect to the motion, and the stipulation of the parties hereto, dated June 6, 2019, and due deliberation having been had thereon,

It is ordered that the appeal from the order of the Supreme Court, New York County, entered on or about April 12, 2019, and the motion for a stay pending the hearing and determination of the appeal, are both deemed withdrawn in accordance with the aforesaid stipulation. The interim relief granted by order of a Justice of this Court dated May 30, 2019 is vacated.

ENTERED:

  
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 June 20, 2019.

Present - Hon. Rolando T. Acosta, Presiding Justice,  
David Friedman  
John W. Sweeny, Jr.  
Rosalyn H. Richter, Justices.

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

Respondent,

-against-

M-2315  
Ind. No. 2391/15

Jose Dominguez,

Defendant-Appellant.  
-----X

Defendant-appellant, by trial counsel, having moved for leave to prosecute, as a poor person, the appeal taken from the judgment of the Supreme Court, Bronx County, rendered on or about February 27, 2019, for leave to have the appeal heard upon the original record and a reproduced appellant's 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 denied as unnecessary, an order of this Court having been entered on June 13, 2019, (M-1945), granting poor person relief and assigning Christina Swarns, Esq., Office of the Appellate Defender, as counsel for defendant for the purposes of the appeal.

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. Rolando T. Acosta, Presiding Justice,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Troy K. Webber  
Cynthia S. Kern, Justices.

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

-against-

**M-928**  
Ind. No. 2299/14

Natalia Kamarova,  
Defendant-Appellant.

-----X

An appeal having been taken from a judgment of the Supreme Court, New York County, rendered on or about October 20, 2014,

And an order of this Court having been entered on January 24, 2019 (M-5909 & M-6250), inter alia, granting defendant-appellant's pro se motion for poor person relief (M-5909) to the extent of assigning, Janet E. Sabel, Esq., the Legal Aid Society, as counsel for the defendant-appellant for the purpose of addressing respondent's cross-motion to dismiss the appeal for failure to timely prosecute (M-6250), which was denied with leave to renew upon service of the order upon assigned counsel,

And respondent having renewed the motion to dismiss the aforementioned appeal for failure to prosecute,

And defendant-appellant, by assigned counsel, having opposed the motion, and requested that the poor person relief and assignment of counsel be extended to allow defendant to prosecute her 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 People's motion to dismiss the appeal is denied. Defendant-appellant's application for leave to prosecute the appeal as a poor person is granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), 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 an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

The assignment of Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, as counsel for defendant-appellant, is continued for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

  
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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Troy K. Webber  
Ellen Gesmer  
Peter H. Moulton, Justices.

-----x  
In the Matter of

Nazere M.,

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

**CONFIDENTIAL**

M-2177

Abbott House Foster Care Agency and Administration for Children's Services, Petitioners-Respondents,

Docket No. NN-24407/13

Nazaray M.,  
Respondent-Appellant.

-----  
Joann Bourne, Esq.,  
Attorney for the Child.

-----x  
Petitioners-respondents having moved to dismiss respondent-appellant's appeal taken from an order of the Family Court, Bronx County, entered on or about April 27, 2018, for failure to prosecute,

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 as unnecessary in light of the administrative dismissal of the appeal pursuant to 22 NYCRR 1250.10(a).

ENTERED:

  
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 June 20, 2019.

PRESENT: Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Troy K. Webber  
Ellen Gesmer  
Peter H. Moulton, Justices.

-----X  
Donnell Baines,

Plaintiff-Appellant,

-against-

**M-2096**

Index No. 401845/13

The Daily News, L.P., et al.,

Defendants-Respondents.  
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 29, 2018,

And plaintiff-appellant having moved to withdraw the aforementioned 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 and the appeal is deemed withdrawn.

ENTERED:

  
CLERK

CORRECTED ORDER - JULY 2, 2019

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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Peter Tom  
Troy K. Webber  
Ellen Gesmer, Justices.

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

-against-

**CONFIDENTIAL**  
**M-1914**

Ind. No. 1085/16

Markese Garrett,  
Defendant-Appellant.

-----X  
Defendant having moved for an enlargement of time in which to file a notice of appeal from a judgment of resentence of the Supreme Court, **Bronx** County, rendered on or about December 20, 2018, for leave to prosecute the appeal as a poor person upon the original record and a reproduced appellant's brief, and for related relief,

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

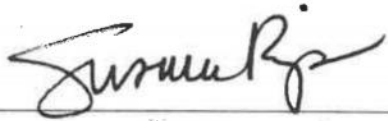
It is ordered that the motion is granted to the extent of deeming the notice of appeal as timely filed, and permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the

stenographic minutes of **resentence**. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Janet E. Sabel, Esq., The Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Telephone No. 212-577-3688, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 180 days from the date of receipt of the complete record.

ENTERED:

A handwritten signature in cursive script, appearing to read "Susan R.", is written over a horizontal line.

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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Troy K. Webber  
Ellen Gesmer  
Peter H. Moulton, Justices.

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

-against-

M-2052  
Ind. No. 1425/18

John Corbett,  
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, Bronx County, rendered on or about February 5, 2019,

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 notice of appeal as timely filed.

ENTERED:

  
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 June 20, 2019.

Present: Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Troy K. Webber  
Ellen Gesmer  
Peter H. Moulton, Justices.

-----X  
Yvette Bamberg-Taylor and Donald  
Taylor,  
Plaintiffs-Appellants,

-against-

Berish Strauch, M.D., Montefiore  
Medical Center and Montefiore  
Medical Group,  
Defendants-Respondents.

**M-2219**  
Index No. 304386/08

-----X

An appeal having been taken from an order of the Supreme Court, Bronx County, entered on or about December 19, 2018,

And defendants-respondents having moved to strike the notice of appeal on the ground that the order appealed from is not appealable as of right,

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.

ENTERED:

  
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 June 20, 2019.

Present - Hon. David Friedman,  
Judith J. Gische  
Troy K. Webber  
Ellen Gesmer  
Peter H. Moulton,

Justice Presiding,  
  
  
  
Justices.

-----X

D.L.,  
Plaintiff-Respondent,

-against-

K.M.  
Defendant-Appellant.

-----X

**CONFIDENTIAL**  
M-2250  
Index No. 3130/06

Defendant-appellant having moved for an enlargement of time to perfect the appeal taken from the Decision After Parental Access Hearing of the Supreme Court, Bronx County, entered on or about July 11, 2018,

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 October 2019 Term.

ENTERED:

  
\_\_\_\_\_  
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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Troy K. Webber  
Ellen Gesmer  
Peter H. Moulton, Justices.

-----x  
Shirl Wright,

Plaintiff-Respondent,

-against-

M-2098  
Index No. 114344/07

NYU Hospitals Center, Pascale G. Levine,  
M.D., Joan F. Cangiarella, M.D., Haskel  
Fleishaker, M.D.,

Defendants-Appellants,

-and-

New York City Health and Hospitals  
Corporation, Bellevue Hospital Center,  
The New York and Presbyterian Hospital,  
John Dennis-Fletcher Allendorf, M.D.,  
Jun Wang, M.D., Julie Fasano, M.D. and  
Mary-Lynn Nierodzik, M.D.,

Defendants.

-----x

Defendants-appellants having moved for an enlargement of time to perfect the appeal taken from the order of the Supreme Court, New York County, entered on or about July 20, 2018,

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 deemed one seeking vacatur of the dismissal of the appeal and, as such, is granted, the appeal is reinstated, and the time to perfect said appeal is enlarged to the October 2019 Term (see, 22 NYCRR 1250.10[c]).

ENTERED:

  
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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Rosalyn H. Richter  
Peter Tom  
Ellen Gesmer  
Peter H. Moulton, Justices.

-----x  
In the Matter of the Application of:  
Anonymous 1 and Anonymous 2,  
Co-Petitioners,

For the Appointment of a Guardian for  
Anonymous 3,

**CONFIDENTIAL**

M-2384

Index No. 500198/15

An Alleged Person in Need of a Guardian,  
For an Order Removing the Property  
Management Guardian and for  
Appointment of a Successor Property  
Management Guardian(s).

-----x

The son of Anonymous 3 having moved, pursuant to CPLR 5704(a), for an order directing Supreme Court to sign an order to show cause, which a Justice of the Supreme Court, New York County, declined to do on or about April 24, 2019,

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.

ENTERED:

  
\_\_\_\_\_  
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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Rosalyn H. Richter  
Marcy L. Kahn  
Anil C. Singh, Justices.

-----x  
Ydalgo Berra,  
Plaintiff-Respondent,

-against-

CHSP 36<sup>th</sup> Street LLC, et al.,  
Defendants,

M-2472  
Index No. 22534/13E

-and-

Rotavele Elevator, Inc.,  
Defendant-Appellant.

-----x

Defendant-appellant having moved for a stay of trial pending hearing and determination of the appeal taken from the order of the Supreme Court, Bronx County, entered on or about January 10, 2019,

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.

ENTERED:

  
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 June 20, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Judith J. Gische  
Barbara R. Kapnick  
Anil C. Singh, Justices.

-----x

In the Matter of a Proceeding for Support Under Article 4 of the Family Court Act.

Anthony V. L.,  
Petitioner-Appellant,

-against-

Bernadette R.,  
Respondent-Respondent.

-----x

**CONFIDENTIAL**

M-1702

Docket No.

F-8291-06/12B & 12C

An appeal having been taken to this Court from the order of the Family Court, New York County, entered on or about September 18, 2017, and said appeal having been perfected,

And respondent-respondent having moved for an order (1) dismissing the appeal on the grounds that petitioner-appellant failed to order and settle the transcript of the trial and the appendix is insufficient, or, in the alternative, compelling petitioner-appellant to supplement the appendix; (2) awarding respondent-respondent the fees and costs in making this motion, and (3) extending the time to submit a respondent's brief,

And the perfected appeal having been adjourned to the September 2019 Term by order of a Justice of this Court, dated March 22, 2019,

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 petitioner-appellant to provide certified copies of the stipulated or settled transcripts he intends to rely on in his brief in a supplemental appendix, to be filed on or before July 8, 2019. The motion is otherwise denied, without prejudice to

respondent-respondent filing a respondent's appendix, if so advised (see 22 NYCRR 1250.9[c][2]).

ENTERED:

  
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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Judith J. Gische  
Troy K. Webber  
Jeffrey K. Oing  
Peter H. Moulton, Justices.

-----X

In the Matter of

Jayden J.,

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

**CONFIDENTIAL**

M-2352

Docket No. B-44347/15

- - - - -  
The New York Foundling Hospital,  
Petitioner-Respondent,

Florence J.,  
Respondent-Appellant.

- - - - -  
Kenneth Walsh, Esq.,  
Attorney for the Child.

-----X

An appeal having been taken to this Court from an order of the Family Court, New York County, entered on or about February 22, 2018,

And an order of this Court having been entered on June 12, 2018, (M-1657), granting respondent-appellant poor person relief and assigning George E. Reed, Jr., Esq., as counsel to prosecute the appeal,

And respondent-appellant having moved for an order directing the Clerk of the Family Court, New York County to (1) have transcribed the minutes of the proceedings held on September 30, 2016, June 19, 2017, July 18, 2017 and July 21, 2017, under docket numbers B-44347/15 or NN-32201/14; (2) furnish the original transcripts to the Clerk of the Family Court for transfer to the Clerk of this Court; and (3) furnish a free copy of each transcript to assigned counsel for respondent-appellant within 30 days of the service of this order upon the Clerk of the Family Court; and for an enlargement of time to perfect the aforementioned 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 that the Clerk of the Family Court, New York County, is directed to (1) have transcribed the minutes of the proceedings held on September 30, 2016, June 19, 2017, July 18, 2017 and July 21, 2017, under docket numbers B-44347/15 or NN-32201/14; (2) furnish the original transcripts to the Clerk of the Family Court for transfer to the Clerk of this Court; and (3) furnish a free copy of each transcript to assigned counsel for respondent-appellant within 30 days of the service of this order upon the Clerk of the Family Court. The poor person relief, previously granted by an order of this Court (M-1657), is continued, and

It is further ordered that the time to perfect the reinstated appeal is enlarged to the November 2019 Term of this Court.

ENTERED:

  
CLERK

CORRECTED ORDER - June 21, 2019

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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding  
Judith J. Gische  
Troy K. Webber  
Jeffrey K. Oing  
Peter H. Moulton, Justices.

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

-against-

M-2137  
Ind. No. 888/18

Tyshawn Burroughs,  
Defendant-Appellant.

-----X

Defendant-appellant 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 January 9, 2019, for leave to appeal as a poor person on the original record and typewritten briefs, for assignment of counsel, 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 deeming the moving papers a timely filed notice of appeal.

It is further ordered that that branch of the motion seeking poor person relief and assignment of counsel is denied, with leave to renew, upon submission by defendant of a notarized affidavit setting forth his indigency in compliance with CPLR 1101 and 22 NYCRR 1250.4(d)(1) and (4).

ENTERED:

  
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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding  
Judith J. Gische  
Troy K. Webber  
Jeffrey K. Oing  
Peter H. Moulton, Justices.

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

-against-

M-2138  
Ind. No. 898/17

Tyshawn Burroughs,  
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, Bronx County, rendered on or about January 11, 2019, for leave to appeal as a poor person on the original record and typewritten briefs, for assignment of counsel, 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 deeming the moving papers a timely filed notice of appeal.

It is further ordered that that branch of the motion seeking poor person relief and assignment of counsel is denied, with leave to renew, upon submission by defendant of a notarized affidavit setting forth his indigency in compliance with CPLR 1101 and 22 NYCRR 1250.4(d)(1) and (4).

ENTERED:

  
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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Dianne T. Renwick  
Sallie Manzanet-Daniels  
Peter Tom  
Jeffrey K. Oing, Justices.

-----X  
Nicholas Gilbo,

Plaintiff-Appellant,

-against-

**M-2175**

Index No. 158727/17

Michael Horowitz, Thomas Dillon,  
Michael Goldstein, Dillon Horowitz  
& Goldstein LLP and Mark L. Bodner,  
P.C.,

Defendants-Respondents.

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal taken from an order of the Supreme Court, New York County, entered on or about June 20, 2018,

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 October 2019 Term.

ENTERED:

  
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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr. , Justice Presiding,  
Dianne T. Renwick  
Sallie Manzanet-Daniels  
Peter Tom  
Jeffrey K. Oing, Justices.

-----X  
Angelett Everett and Marion McPherson,  
Plaintiffs-Appellants,

-against-

Robert Timmins and The City of New York,  
Defendants-Respondents.  
-----X

**CONFIDENTIAL**

M-2212

Index No. 108027/11

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal taken from the judgment of the Supreme Court, New York County, entered on or about June 22, 2018,

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 deemed one seeking vacatur of the dismissal of the appeal and, as such, is granted, the appeal is reinstated, and the time to perfect same is enlarged to the October 2019 Term (see, 22 NYCRR 1250.10[c]).

ENTERED:

  
\_\_\_\_\_  
CLERK

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon., Rosalyn H. Richter  
Justice of the Appellate Division

-----X

In the Matter of,

CENTER ON PRIVACY & TECHNOLOGY,

Petitioner-Appellant, **M-2333,**

For Judgment Pursuant to Articles 78  
of the Civil Practice Law and Rules

Index No. 154060/17

-against-

**LEAVE TO APPEAL  
TO THIS COURT  
GRANTED**

NEW YORK CITY POLICE DEPARTMENT,

Respondent-Appellee.

-----X


Petitioners having moved, pursuant to CPLR 5701(c), for leave to appeal to this Court from the order of the Supreme Court, New York County, entered on or about April 3, 2019.

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.

Petitioner is directed to perfect the appeal for the October Term of this Court in accordance with 22 NYCRR 1250.9.

Dated: May 28, 2019

  
\_\_\_\_\_  
**Rosalyn H. Richter**  
Associate Justice

ENTERED JUN 20 2019

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Peter Tom  
Justice of the Appellate Division

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

M-5768  
Ind. No. 8328/94

-against-

Brian Davis,

CERTIFICATE  
DENYING LEAVE

Defendant-Petitioner.  
-----X

I, Peter Tom, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about October 19, 2018 is hereby denied.

  
\_\_\_\_\_  
Hon. Peter Tom  
Associate Justice

Dated: June 10, 2019  
New York, New York

**Entered!** JUNE 0 2019



SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Troy K. Webber  
Justice of the Appellate Division

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

M-2020  
Ind. Nos. 778/2012  
1404/2013

-against-

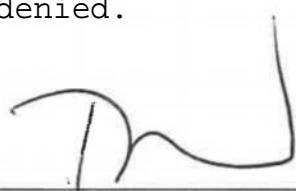
**Tremaine Cosby,**

Defendant.  
-----X

The above-named defendant having moved for an extension of time to file a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15 for leave to appeal the order of Supreme Court, New York County, entered on or about, July 10, 2018,

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.

  
\_\_\_\_\_  
Hon. Troy K. Webber  
Associate Justice

Dated: May 20, 2019  
New York, New York

ENTERED: JUN 20 2019

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Jeffrey K. Oing  
Associate Justice of the Appellate Division

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

M-1479  
Ind. No. 2542/11

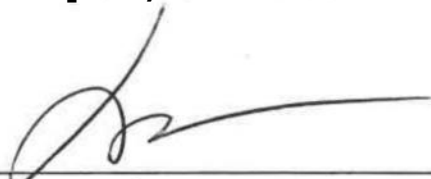
-against-

CERTIFICATE  
DENYING LEAVE

Natalio Pastor  
Defendant.

-----X

I, Jeffrey K. Oing, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, Bronx County, entered on or about January 29, 2019 is hereby denied.

  
\_\_\_\_\_  
Hon. Jeffrey K. Oing  
Associate Justice

Dated: May 28, 2019  
New York, New York

ENTERED: JUN 20 2019

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Jeffrey K. Oing  
Justice of the Appellate Division

-----X  
THE PEOPLE OF THE STATE OF NEW YORK,

Respondent-Appellee,

-against-

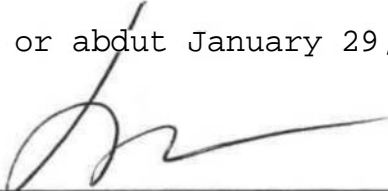
M-2011  
Ind. No. 4623/1993

RAMON CONCEPCION,

Defendant-Appellant.

-----X

I, Jeffrey K. Oing, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County (Pickholz, J.), entered on or about January 29, 2019, is hereby denied.

  
\_\_\_\_\_  
Hon. Jeffrey K. Oing  
Associate Justice

Dated: May 28, 2019  
New York, New York

ENTERED: JUN 20 2019

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 June 20, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,  
Dianne T. Renwick  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Peter Tom, Justices.

-----x  
Municipal Credit Union,  
Plaintiff-Respondent,

-against-

Clifton Garrett,  
Defendant-Appellant,

M-2844  
Index No. 380345/13

New York City Transit Adjudication  
Bureau, et al.,  
Defendants.

-----x

Defendant-appellant 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 July 31, 2018,

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 September 2019 Term, with no further enlargements to be granted.

ENTERED:

  
CLERK