

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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X

In the Matter of

Shakief Jamal McC.,

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

**M-1044**

Docket No. B-19539/13

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Good Shepherd Services,  
Petitioner-Respondent,

Charlene McC.,  
Respondent-Appellant.

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

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from the orders of the Family Court, Bronx County, entered on or about December 23, 2015 and February 10, 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 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, Andrew J. Baer, Esq., 299 Broadway, Suite #1415, New York, NY 10007, Telephone No. (212) 233-0318, 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X

In the Matter of

Zackeriah R.,  
and Enrique R.,

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

**M-1092**  
Docket Nos. NN-30730/14  
NN-15889/14

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

Eddie R.,  
Respondent-Appellant.

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

-----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 18, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and

§1120 of the Family Court Act, Andrew J. Baer, Esq., 299 Broadway, Suite #1415, New York, NY 10007, Telephone No. (212) 233-0318, 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X

In the Matter of

Syriah J., and  
Queenzephanyia M.J.E,

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

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

**M-1221**  
Docket No. NA-26514-5/12

Jamesha J.,  
Respondent-Appellant.

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

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, Bronx County, entered on or about February 2, 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 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, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. (516) 921-8800, 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:

  
CLERK

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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X  
In the Matter of

Jasmine G.,  
Jackie B.,  
Jason G.,

**M-1261**

Docket Nos. NN-34429/14  
NN-34428/14  
NN-51637/11

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,

Pamela G.,  
Respondent-Appellant.  
- - - - -

Shirley Caro, Esq.,  
Lawyers for Children,  
Attorney for the Child Jackie B.  
- - - - -

Seymour W. James, Jr., Esq.,  
The Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Children  
Jasmine G. and Jason G.  
-----X

Respondent-appellant mother 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 2, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Susan Barrie, Esq., 401 Broadway, Suite 1902, New York, NY 10606, Telephone No. (917) 612-5999, 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X

In the Matter of

Gabriella Nichole N.,  
and Naomi Nichole T.,

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

**M-1268**  
Docket Nos. NN-3075/12  
NN-21860/12

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

Jacqueline Nichola T.,  
Respondent-Appellant.

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

-----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 February 24, 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 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 Ave., White Plains, NY 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

-against-

**M-1070**

Ind. No. 1536/04

Guillermo Rodriguez,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, Bronx County (Barrett, J.), entered on or about February 19, 2016, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

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

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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

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

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzaelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

-against-

**M-1071**  
Ind. No. 1820/07

Luis Rodriguez,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Wittner, J.), entered on or about February 19, 2016, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

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

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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

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

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

-against-

**M-1072**  
Ind. No. 2119/09

Jamal Williams,  
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Pickholz, J.), entered on or about February 23, 2016, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

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

Ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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

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

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
Dianne T. Renwick  
Karla Moskowitz, Justices.

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

-against-

M-700  
Ind. No. 2888/12

Alex Jean,  
Defendant-Appellant.

-----X

Defendant having renewed his motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about March 27, 2014, for leave to have the appeal heard on the original record and upon 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th 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 120 days from the date of filing of the record.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

Paul P.,  
Petitioner-Respondent,  
  
-against-

**M-723**  
Docket Nos. V-3884-06/15E  
V-3884-06/15F

Tonisha J.,  
Respondent-Appellant.

-----  
Kenneth M. Tuccillo, Esq.,  
Attorney for the Child.

-----X  
  
Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about January 15, 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 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, Thomas R. Villecco, Esq., 366 North Broadway, Suite #410, Jericho, New York 11753, Telephone No. (516) 942-4221, 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.** (See M-995, decided simultaneously herewith.)

ENTER:

  
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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

-----  
Paul P.,  
Petitioner-Respondent,  
  
-against-

**M-995**  
Docket Nos. V-3884-06/15E  
V-3884-06/15F

Tonisha J.,  
Respondent-Appellant.

-----  
Kenneth M. Tuccillo, Esq.,  
Attorney for the Child.

-----X  
  
Kao Pin Lew, Esq., family Court attorney for subject child, having moved on said child's behalf for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about January 15, 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 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, Kenneth M. Tuccillo, Esq., 591 Warburton Avenue, #576, Hasting On Hudson, New York, NY 10706, Telephone No. (914) 439-4843, 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 petitioner-appellant and 8 copies thereof are filed with this Court. (See M-723, decided simultaneously herewith.)

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones". The signature is written in a cursive style with a prominent initial "S".

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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

- - - - -  
Avery C.P.,  
Petitioner-Appellant,  
  
-against-

**M-1086**  
Docket No. V-06214-07/08D  
V-06214-07/15K

Mirlande D.,  
Respondent-Respondent.

- - - - -  
Marly Gonzalez, Esq.,  
Lawyers for Children,  
Attorney for the Child.

-----X  
  
Petitioner-appellant having renewed the motion for leave to prosecute, as a poor person, an appeal from an order of the Family Court, New York County, entered on or about July 29, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

Ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Larry S. Bachner, Esq., 153-01 Jamaica Avenue, Suite #201, Jamaica, NY 11432, Telephone No. (917) 378-0176, 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 (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.** (See M-1087, decided simultaneously herewith.)

ENTER:



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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

Avery C.P.,  
Petitioner-Appellant,  
  
-against-

**M-1087**  
Docket No. V-06214-07/08D  
V-06214-07/15K

Mirlande D.,  
Respondent-Respondent.

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Marly Gonzalez, Esq.,  
Lawyers for Children,  
Attorney for the Child.

-----X  
  
Respondent-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, New York County, entered on or about July 29, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. (516) 921-8800, 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 petitioner-appellant and 8 copies thereof are filed with this Court. (See M-1086, decided simultaneously herewith.)

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones". The signature is written in a cursive style with a prominent initial "S".

---

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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X  
In the Matter of

Amilleona D.-C.,  
and Shaniyah D.-C.,

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

**M-972**  
Docket Nos. N-9572/14  
N-9573/14

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

Olivia C.,  
Respondent-Appellant.  
- - - - -

Kenneth M. Tuccillo, Esq.,  
Attorney for Subject Children.  
-----X

Veronica H. Mandel, Esq., Family Court attorney for the subject children, having moved on said childrens' behalf for poor person relief to respond to the appeal from the order of the Family Court, Bronx County, entered on or about December 24, 2014, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Kenneth M. Tuccillo, Esq.,

591 Warburton Avenue, #576, Hasting on Hudson, New York, NY 10706, Telephone No. (914) 439-4843, 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 respondent-appellant and 8 copies thereof are filed with this Court.

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones", written in a cursive style.

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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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X

In the Matter of a Family Offense Proceeding under Article 8 of the Family Court Act.

- - - - -

Lisa T.,  
Petitioner-Respondent,

**M-1179**

Docket Nos. 0-32396/12  
0-32396-12/15C

-against-

King E. T.,  
Respondent-Appellant.

-----X

Petitioner-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, Bronx County, entered on or about June 30, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief, and said appeal having been perfected,

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

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Randall Carmel, Esq., 53 Jackson Avenue, Syosset, NY 11791, Telephone No. (516) 921-8800, 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 respondent-appellant and 8 copies thereof are filed with this Court.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

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

- - - - -  
Juan Jose R.,  
Petitioner-Appellant,

**M-1234**

Docket No. V-21698/14

-against-

Krystal R.,  
Respondent-Respondent.

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

-----X

Respondent-respondent having moved for leave to respond, as a poor person, to the appeal from the order of the Family Court, Bronx County, entered on or about April 23, 2015, and for assignment of counsel, a free copy of the transcript, and for related relief,

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

It is ordered that the motion is granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Andrew J. Baer, Esq., 299 Broadway, Suite #1415, New York, NY 10007, Telephone No. (212) 233-0318, 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 petitioner-appellant and 8 copies thereof are filed with this Court.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

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

Respondent,

-against-

M-503  
Ind. No. 5061/13

David Cepeda,

Defendant-Appellant.  
-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about November 5, 2015, for leave to have the appeal heard on the original record and upon 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, with leave to renew upon defendant's submission of a detailed notarized affidavit, pursuant to CPLR 1101(a), setting forth the amount and sources of funds utilized to pay the fee of trial counsel Goldman & Weinstein, and to post the \$75,000 bail in the Supreme Court, the disposition thereof, and an explanation as to why similar funds are not available to prosecute this appeal. (The application shall include an affidavit of the source[s] of all funds utilized by defendant.)

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X

The People of the State of New York,  
Respondent,

-against-

M-1464  
Ind. No. 2150/14

Winston Mingo,  
Defendant-Appellant.

-----X

An order of this Court having been entered on October 1, 2015 (M-4021) granting defendant leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about April 15, 2015, and assigning Seymour W. James, Jr., Esq., 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 successor assigned counsel Seymour W. James, Jr., as counsel to prosecute defendant's appeal, and substituting, pursuant to Section 722 of the County Law, Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 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 record, whichever is later.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
David Friedman  
David B. Saxe  
Rosalyn H. Richter, Justices.

-----X  
Segundo Quishpi,  
Plaintiff-Respondent-Appellant,

-against-

**M-616**  
Index No. 150289/12

80 Wea Owner, LLC,  
Defendant-Appellant-Respondent,

Kras Interior Contracting Corp.,  
Defendant-Appellant-Respondent.

-----  
80 Wea Owner, LLC,  
Third-Party Plaintiff-Appellant-  
Respondent,

-against-

Air Export Mechanical,  
Third-Party Defendant.

-----X

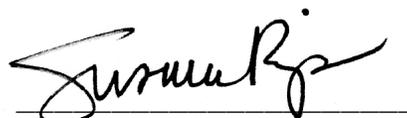
Appeals and a cross appeal having been taken from an order of Supreme Court, New York County, entered on or about May 29, 2015,

And, defendant-appellant-respondent, 80 Wea Owner, LLC, having moved for an enlargement of time to perfect the appeals and the cross 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, on consent, to the extent of enlarging the time to perfect the appeals and cross appeal to the September 2016 Term.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,  
David Friedman  
Rosalyn H. Richter  
Judith J. Gische  
Ellen Gesmer, Justices.

-----X  
Maglital, S.R.L.,  
Plaintiff-Respondent,

-against-

M-1110  
Index No. 156544/13

Domenico Vacca, Vacca Corp., DV  
Stores LLC, formerly known as  
Chicissimo, LLC and ABC 1  
through 10,  
Defendants-Appellants.

-----X

Defendants-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about April 10, 2015,

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 2016 Term.

ENTER:

  
\_\_\_\_\_  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

-----X  
PNY III, LLC, formerly known as  
PNY III, L.P., and American Guarantee  
and Liability Insurance Company,  
as subrogee of PNY, III, LLC,  
formerly known as PNY III, LP,  
Plaintiffs,

**M-227**  
**M-231**  
Index No. 159743/14

-against-

Axis Design Group International,  
LLC, et al.,  
Defendants-Respondents,

Ulm II Holding Corp.,  
Defendant-Appellant.

-----X  
United Church Insurance Association,  
as subrogee of Church of the  
Covenant Presbyterian,  
Plaintiffs,

Index No. 151873/15

-against-

Axis Design Group International,  
LLC, et al.,  
Defendants-Respondents,

Ulm II Holding Corp.,  
Defendant-Appellant.

-----X

An appeal having been taken from an order of the Supreme Court, New York County (Index No. 159743/14), entered on or about November 16, 2015; and an appeal having been taken from an order of the Supreme Court, New York County (Index No. 151873/15), on or about November 16, 2015,

And, the "Axis" defendants (Index No. 159743/14) having moved to dismiss defendant-appellant Ulm II Holding Corp.'s appeal [M-227],

And, the "Axis" defendants (Index No. 151873/15) having moved to dismiss defendant-appellant Ulm II Holding Corp.'s appeal [M-231],

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

Ordered that the motions are denied, and, sua sponte, the appeals are consolidated. Defendant-appellant is permitted to prosecute the consolidated appeals upon 9 copies of one record and of one set of appellant's points covering the appeals.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,  
John W. Sweeny, Jr.  
Sallie Manzanet-Daniels  
Judith J. Gische  
Ellen Gesmer, Justices.

-----X  
Coastal Management, LLC,  
Plaintiff-Appellant,

-against-

M-908  
Index No. 650004/16

Blaise Greys Partners, Ltd. and  
Viktor Krane,  
Defendants-Respondents,

-and-

Alex Shvarts, et al.,  
Defendants.

-----X

Plaintiff-appellant having moved for a stay of arbitration pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about February 17, 2016,

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

It is ordered that the motion is denied.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Rolando T. Acosta  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Judith J. Gische, Justices.

-----X  
VR Capital Group Ltd.,  
Plaintiff-Appellant,

-against-

Broadridge Financial Solutions,  
Inc.,  
Defendant-Respondent.

M-1502  
Index No. 653259/15

-----X

Plaintiff-appellant having moved for a stay of all proceedings pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about January 29, 2016,

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

It is ordered that the motion is denied.

ENTER:



\_\_\_\_\_  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X  
In the Matter of

Mia Veronica B., and  
Lilly Veronica B.,

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.

**M-1007**  
Docket Nos. B-41887/12  
B-41886/12

-----  
Catholic Guardian Society & Home  
Bureau, now known as Catholic  
Guardian Services, et al.,  
Petitioners-Respondents,

Brandy Veronica R.,  
also known as Brandy R.,  
also known as Veronica R.,  
Respondent-Appellant.

-----  
Linda Diaz, Esq.,  
Lawyers for Children, Inc.,  
Attorney for the Child.

-----X

An order of this Court having been entered July 28, 2015 (M-2131), granting respondent mother poor person relief and assigning Randall Carmel, Esq., as counsel for purposes of prosecuting respondent's appeal taken from an order of the Family Court, New York County (under Docket No. B-41887/12), entered on October 27, 2014,

And, assigned counsel Randall Carmel, Esq., having moved for an order amending the aforesaid order of assignment to include the appeal taken by respondent mother from a second order of said Family Court (under Docket No. B-41886/12), entered on October 27, 2014,

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

Ordered that the motion is granted to the extent of including respondent's appeal taken from order of the Family Court, New York County (under Docket No. B-41886/12) entered on October 27, 2014. The poor person relief previously granted by the order of this Court entered on July 28, 2015 (M-2131) is continued and extended to cover both of the aforesaid appeals. (See M-2131, decided July 28, 2015.)

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT - Hon: Peter Tom, Justice Presiding,  
David Friedman  
Richard T. Andrias  
David B. Saxe, Justices.

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

-against-

M-683  
Ind. No. 4863/12

Pedro Hernandez,  
Defendant.

-----X

Defendant having moved for an order granting a change of venue from New York County to a county outside of New York City, and related relief,

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

It is ordered that the motion is denied.

ENTER:

  
CLERK

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 April 19, 2016.

Present - Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
Marcy L. Kahn, Justices.

-----x

In the Matter of the Application of  
Daisy Wright, et al.,  
Petitioners-Respondents,

For a Judgment Under Article 78 of  
the CPLR,

-against-

Action No. 1  
Index No. 100641/15

Jewish Home Lifecare, Manhattan,  
Respondent-Appellant,

-and-

New York State Department of Health,  
et al.,  
Respondents.

M-1449  
M-1470  
M-1489  
M-1490  
M-1678  
M-1680  
M-1637  
M-1638  
M-1706  
M-1704

-----  
In the Matter of the Application of  
The Friends of P.S. 163, Inc., et al.,  
Petitioners-Respondents-Appellants,

For a Judgment Under Article 78 of  
the CPLR,

-against-

Action No. 2  
Index No. 100546/15

Jewish Home Lifecare, Manhattan,  
Respondent-Appellant-Respondent,

New York State Department of Health,  
et al.,  
Respondents.

-----x

Separate appeals having been taken to this Court, in each of the proceedings, from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about December 18, 2015,

(M-1449/M-1470/M-1489)  
(M-1490/M-1678/M-1680)  
(M-1637/M-1638/M-1706)  
(M-1704)

-2-

April 19, 2016

And the Real Estate Board of New York ("REBNY") having moved, by separate motions, for leave to file a brief amicus curiae in connection with each of the respective actions (M-1449/M-1470),

And CaringKind, Service and Advocacy for Gay, Lesbian, Bisexual and Transgender Elders ("SAGE"), JCC Manhattan and the West Side Federation for Senior and Supportive Housing having moved, by separate motions, for leave to file a brief amicus curiae in connection with each of the respective actions (M-1489/M-1490),

And the City of New York having moved, by separate motions, for leave to file a brief amicus curiae in connection with each of the respective actions (M-1678/M-1680),

And the State Attorney General and the New York State Department of Health having moved, by separate motions, for leave to intervene as respondents-appellants in connection with each of the respective actions, or for other relief (M-1637/M-1638),

And petitioners in both actions having jointly moved for leave to file a brief in response to the amicus briefs (M-1706),

And petitioners in both actions having jointly moved for consolidation of the aforesaid appeals (M-1704),

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

It is ordered that the motions filed by REBNY (M-1449/M-1470), CaringKind, SAGE, JCC and the West Side Federation (M-1489/M-1490) and the City of New York (M-1678/M-1680) are granted, and movants are directed each to file a single brief on the caption of both proceedings, in the form of the proposed briefs attached to their respective moving papers, immediately. The motions filed by the New York State Department of Health for leave to intervene (M-1637/M-1638), and the motion filed by petitioner for leave to file a brief in response to amicus curiae relief (M-1706) are denied. The joint motion filed by

(M-1449/M-1470/M-1489)  
(M-1490/M-1678/M-1680)  
(M-1637/M-1638/M-1706)  
(M-1704)

-3-

April 19, 2016

petitioners for consolidation of the appeals (M-1704) is granted, and the Clerk is directed to calendar the appeals entitled In the Matter of The Friends of P.S. 163, Inc. v Jewish Home Life Care, Manhattan (Cal. No. 472) and In the Matter of Wright v Jewish Home Life Care, Manhattan (Cal. No. 474) to be heard together on the same date.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
Rosalyn H. Richter  
Marcy L. Kahn, Justices.

-----X  
Kimberlee Manzi, etc., et al.,  
Plaintiffs-Respondents,

-against-

M-1660  
Index No. 800131/10

Ira Jaffe, Health Quest Medical  
Practice, P.C.,  
Defendants-Appellants,

Hudson Valley Women's Health Center,  
et al.,  
Defendants.

-----X

Defendants-appellants having moved for an order staying the trial in the above-entitled action pending hearing and determination of the appeal taken from the order of the Supreme Court, New York County, entered on or about March 23, 2015, said appeal having been perfected,

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

It is ordered that the motion is granted.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber, Justices.

-----X  
NYCTL, 2012-A Trust, et al.,  
Plaintiffs-Respondents,

-against-

**M-795**  
Index No. 301861/13

Frederick H. Siemon,  
Defendant-Appellant,

Jeanette Siemon, et al.,  
Defendants.

-----X

Defendant-appellant pro se having moved for leave to prosecute, as a poor person, the appeal from an order of the Supreme Court, Bronx County, entered on or about October 1, 2015, for leave to have the appeal heard on the original record and upon 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 and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the attorney for plaintiffs-respondents and files 8 copies of such brief, together with the original record, with this Court. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

ENTER:



\_\_\_\_\_  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber, Justices.

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

-against-

M-701  
Ind. No. 3065/14

Eduardo Pereira,  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about March 23, 2015, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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, 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th 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 120 days from the date of filing of the record.

ENTER:

  
\_\_\_\_\_  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT - Hon. Angela M. Mazzarelli, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber, Justices.

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

-against-

M-918  
Ind. No. 43/14

Anthony Randall,  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about April 14, 2015, for leave to prosecute the appeal as a poor person upon the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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, 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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.

Seymour W. James, Jr., Esq., 199 Water Street, 5th Floor, New York, New York 10038, Tel. 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 120 days from the date of filing of the record.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber, Justices.

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

Georgianna N.,  
Petitioner-Appellant,

**M-1083**  
Docket Nos. V-43479/13  
V-43480/13

-against-

Carmen V. and Ibon S.,  
Respondents-Respondents.

-----  
John R. Eyerman, Esq.,  
Attorney for the Children.

-----X  
Petitioner-appellant grandmother having moved for leave to prosecute, as a poor person, the appeal from the order of the Family Court, New York County, entered on or about April 15, 2015, and for assignment of counsel, a free copy of the transcript, and related relief,

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

Ordered that the motion is denied, with leave to renew upon proof of service of the motion upon respondents' assigned counsel, Lewis Calderon, Esq., 153-01 Jamaica Avenue, Suite #201, Jamaica, NY 11432, and assigned counsel for subject children, John R. Eyerman, Esq., 225 Broadway, Suite #1800, New York, NY 10007.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present : Hon. Angela M. Mazzarelli, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber, Justices.

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

-----  
Charmaine D.M. C.,  
Petitioner-Appellant,  
  
-against-

**M-779**  
Docket Nos. F-24872-06/10F  
F-24872-06/10G  
F-24872-06/10H  
F-24872-06/12J  
F-24872-06/13K

Larry D.-M.,  
Respondent-Respondent.

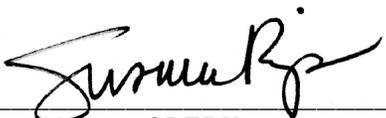
-----  
Seymour W. James, Jr., Esq.,  
Legal Aid Society,  
Juvenile Rights Division,  
Attorney for the Child.

-----X  
Petitioner-appellant having moved for leave to prosecute, as a poor person, the appeal taken from the order of the Family Court, Bronx County, entered on or about July 9, 2014, and for assignment of counsel, a free copy of the transcript, 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, to the extent it seeks poor person relief and the assignment of counsel, is denied. So much of the motion which seeks an enlargement of time to perfect the appeal is granted to the extent of enlarging petitioner's time to perfect to the September 2016 Term.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Karla Moskowitz  
Marcy L. Kahn, Justices.

-----X  
Stanley Blasof and Esther Blasof,  
Plaintiffs-Appellants,

-against-

M-983  
Index No. 107468/10

The City of New York, et al.,  
Defendants-Respondents.

-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from a judgment of the Supreme Court, New York County, entered on or about April 30, 2015,

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 2016 Term.

ENTER:

  
\_\_\_\_\_  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. Angela M. Mazzarelli, Justice Presiding,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber, Justices.

-----X  
In the Matter of the Application of  
Amy Khoudari and Laura Khoudari as  
Successor Trustees to Gloria B.  
Silver, as Trustee,  
Petitioner-Respondent,

**M-841**

For a Judgment Pursuant to Article 78 Index No. 113749/04  
of the Civil Practice Law and Rules,  
etc.,

-against-

Mary Travis Basset, M.D., M.P.H.,  
as Commissioner of the Department of  
Health and Mental Hygiene of the City  
of New York,  
Respondent-Appellant.

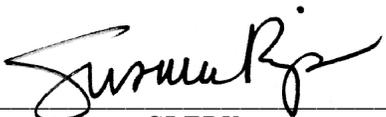
-----X

Respondent-appellant having moved for an enlargement of time to perfect the appeal from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about April 23, 2015,

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 2016 Term.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

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

-against-

**M-608**

Ind. No. 990N/09

Derrick Richardson,  
Defendant-Appellant.

-----X

Defendant having moved for an enlargement of time in which to file a notice of appeal from the judgment of the Supreme Court, New York County, rendered on or about October 13, 2015, and for leave to prosecute the appeal as a poor person on the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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, 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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 transcript to appellant's counsel, without charge, the transcript to be returned to this Court when appellant's brief is filed.

Richard M. Greenberg, Esq., Office of the Appellate Defender, 11 Park Place, Room 1601, New York, NY 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 120 days from the date of filing of the record.

ENTER:



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

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

-against-

M-736  
Ind. No. 3756/14

Franier Diaz,  
Defendant-Appellant.

-----X

Defendant 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 6, 2016, and for leave to prosecute the appeal as a poor person on the original record and upon a reproduced appellant's brief, and for assignment of counsel,

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 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) two transcripts 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.

Seymour W. James, Jr., Esq., Legal Aid Society, 199 Water Street, 5th Floor, New York, New York 10038, Tel. 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 120 days from the date of filing of the record.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the first Judicial Department in the County of New York on April 19, 2016.

Present: Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Barbara R. Kapnick, Justices.

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

-against-

Steven Armento,  
Defendant-Appellant.

**M-6524**

**M-455**

Ind. No. 3/06  
Case No. 65125C/05

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, Bronx County, rendered on or about November 13, 2008, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief (M-6524),

And, respondent having cross-moved to dismiss the aforesaid appeal (M-455),

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

It is ordered that the motion is granted to the extent of 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 8 copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

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.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, 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 120 days from the date of filing of the record. Respondent's cross motion is denied (M-455).

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Paul G. Feinman, Justices.

-----X  
James Pettus and Charlene Thompson,  
Petitioners-Appellants,

-against-

M-1236  
Index No. 250720/15

Board of Directors, Owners 800 Grand  
Concourse, Charles H. Greenthal,  
Agent/Mgmt.,  
Respondents-Respondents.

-----X

Petitioners-appellants, pro se, having moved for poor person relief to prosecute the appeal from the order of the Supreme Court, Bronx County, entered on or about December 28, 2015, for leave to have the appeal heard on the original record and upon 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.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,  
Rolando T. Acosta  
Richard T. Andrias  
David B. Saxe  
Paul G. Feinman, Justices.

-----X  
James Pettus and Charlene Thompson,  
Petitioners-Appellants,

-against-

M-1238  
Index No. 261117/14

Board of Directors, Owners 800 Grand  
Concourse, Charles H. Greenthal,  
Agent/Mgmt.,  
Respondents-Respondents.  
-----X

Petitioner-appellant Charlene Thompson, pro se, having moved for leave to prosecute, as a poor person, the purported appeal from the order of the Supreme Court, Bronx County, entered on or about December 17, 2015, for leave to have the appeal heard on the original record and upon 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.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. David Friedman, Justice Presiding,  
Richard T. Andrias  
David B. Saxe  
Rosalyn H. Richter, Justices.

-----X

The People of the State of New York,  
Respondent,

**SEALED**

-against-

**M-117**

Index No. 2147/08

Kenworth S.,  
Defendant-Appellant.

-----X

An order of this Court having been entered January 26, 2015 (M-3924), inter alia, assigning Steven Feinman, Esq., 19 Court Plaza, Suite 201, White Plains, NY 10601, Telephone No. (914) 949-8214, for purposes of determining the viability of defendant's purported appeal from an order of the Supreme Court, Bronx County, entered on or about March 18, 2013,

And, defendant-appellant, pro se, having moved to have said assigned counsel relieved and for assignment of different counsel,

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 relieving Steven N. Feinman, Esq., as assigned counsel for the defendant-appellant and substituting Zachary Johnson, Esq., Galluzzo & Johnson LLP, 48 Wall Street, 11<sup>th</sup> Floor, New York, NY 10005, Telephone No. (212) 918-4662, as counsel for purposes of determining the viability of said purported appeal, and prosecuting same or pursuing other relief, if so advised. The poor person relief initially granted by order fo this Court entered March 13, 2014 (M-3399) is continued.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. David Friedman, Justice Presiding,  
John W. Sweeny, Jr.  
David B. Saxe  
Rosalyn H. Richter  
Marcy L. Kahn, Justices.

-----X

Enrico Mezzone,  
Plaintiff-Respondent,

-against-

Debbie Bautista, D.P.M.,  
Defendant-Appellant,

Chidi Ogbonna, D.P.M. and St. Barbaras  
Hospital,  
Defendants-Appellants,

David Gordon, D.P.M.,  
Defendant-Appellant,

Doctors United Inc., sued herein as  
Doctors United Clinic,  
Defendant-Appellant,

-and-

Emilio Goetz, D.P.M.,  
Defendant.

-----X

**M-1015**  
**M-1057**  
**M-1153**  
**M-1281**

Index No. 302667/11

Separate appeals having been taken by each of the above-named defendants-appellants from the same order of the Supreme Court, Bronx County, entered on or about May 4, 2015,

And, said defendants-appellants having separately moved for enlargements of time to perfect their respective appeals (M-1015/M-1057/M-1153/M-1281),

(M-1015/M-1057)  
(M-1153/M-1281)

-2-

April 19, 2016

Now, upon reading and filing the papers with respect to the motions, and the stipulation of the parties dated February 25, 2016, and due deliberation having been had thereon,

It is ordered that the aforesaid motions are granted to the extent of enlarging the time to perfect the consolidated appeals (consistent with the term of the parties' February 26, 2016 stipulation).

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 19, 2016.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,  
Diane T. Renwick  
Karla Moskowitz  
Judith J. Gische, Justices.

-----X  
In the Matter of

Kasey Rene'e R.,  
also known as Kasey R.,  
also known as Kasey E., and  
Ralph Anthony G., III,  
also known as Ralph G., III,  
also known as Ralph E.,

**M-792**

- - - - -  
Dependent Children Under 14 Years  
of Age Pursuant to §384-b of the  
Social Services Law of the State  
of New York.

Docket Nos. B-21247/12  
B-21248/12

- - - - -  
Lutheran Social Services of New York,  
Petitioner-Respondent,

Katherine Rene'e E.,  
also known as Katherine Renee E.,  
also known as Katherine E.,  
also known as Katherine R.,  
Respondent-Appellant.

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

-----X

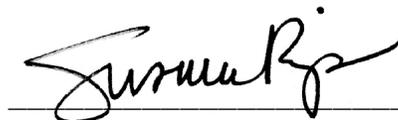
An appeal having been taken from an order of the Family Court, Bronx County, entered on or about April 29, 2015,

And, respondent-appellant having moved for an enlargement of time to perfect the aforesaid appeal,

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

It is ordered that the motion is granted to the extent of enlarging the time to perfect the appeal to the September 2016 Term.

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones", 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 April 19, 2016.

Present: Hon. John W. Sweeny, Jr., Justice Presiding,  
Rosalyn H. Richter  
Sallie Manzanet-Daniels  
Judith J. Gische, Justices.

-----X  
Public Administrator of New York County  
as Administrator of the Estate of Pablo  
Carballo, also known as Pablo Carballo  
Flores, Deceased,  
Plaintiff,

**M-662**  
Index No. 156414/13

-against-

Mercedes-Benz Manhattan, Inc. and Xavier  
Diaz,  
Defendants.

-----X  
Mercedes-Benz Manhattan, Inc.,  
Third-Party Plaintiff-Respondent,

Index No. 156414/13

-against-

Jose E. Martinez,  
Third-Party Defendant-Appellant.

-----X  
(And another Third-Party Action)

Third-party defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about May 1, 2015,

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 2016 Term, with leave to seek further enlargements if necessary.

ENTER:

  
CLERK

P.M. ORDERS  
FOR  
APRIL 19,  
2016

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 April 19, 2016.

Present: Hon. Peter Tom, Justice Presiding,  
Angela M. Mazzarelli  
David Friedman  
John W. Sweeny, Jr.  
Rolando T. Acosta, Justices.

-----X  
In the Matter of

Daniel O., also known as  
Daniel J. O., and  
Selena O.,

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

-----  
Commissioner of the Administration for  
Children's Services of the City of  
New York,  
Petitioner-Appellant,

M-1950  
Docket Nos. NA-26010/14  
NN-27677/15

Sylvia F.,  
Respondent-Respondent,

Jaquan J. O.,  
Respondent.

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

-----X

Respondent-respondent mother having moved for leave to respond, as a poor person, to the appeal from the orders of the Family Court, Bronx County, both entered on or about April 8, 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 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, Elisa Barnes, Esq., 419 Park

Avenue, 18<sup>th</sup> Floor, New York, NY 10016, Telephone No. 212-693-2330, 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 petitioner-appellant and 8 copies thereof are filed with this Court.

ENTER:

  
CLERK