

**DAY CALENDAR**  
**Tuesday, April 5, 2016 - 10:00 AM**  
**HON. SAMUEL L. GREEN COURTROOM**

323.0  
CA 15-00858

**MARY ELLEN MESI**  
**V**  
**MOHAMED Y. ZEID, M.D.**

Appeal from an order of the Supreme Court, Erie County (John M. Curran, J.), entered February 20, 2015. The order denied the motion of defendants Vivian L. Lindfield, M.D., individually and as an agent, officer and/or employee of Western New York Breast Health, and Western New York Breast Health, by and through its agents, officers and/or employees for summary judgment.

**MICHAEL J. ROACH** for **VIVIAN L. LINDFIELD** 15 minutes

**TIMOTHY J. DEMORE** for **MARY ELLEN MESI** 15 minutes

310.0  
KA 13-01427

**PEOPLE**  
**V**  
**FRANKLIN FURTICK**

Appeal from a judgment of the Monroe County Court (Melchor E. Castro, A.J.), rendered April 19, 2013. The judgment convicted defendant, upon his plea of guilty, of criminal sale of a controlled substance in the third degree.

**JANE I. YOON** for **FRANKLIN FURTICK** Submitted

**STEPHEN X. O'BRIEN** for **PEOPLE OF THE STATE OF NEW YORK** Submitted

311.0  
KA 15-01071

**PEOPLE** **SETTLED**  
**V**  
**ALDEN FULLER**

Appeal from an order of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), dated February 6, 2015. The order granted the motion of defendant to dismiss an indictment.

**VICTORIA M. WHITE** for **PEOPLE OF THE STATE OF NEW YORK**

**PHILIP ROTHSCHILD** for **ALDEN FULLER**

312.0  
KA 13-01685

**PEOPLE**  
**V**  
**ROBERT C. LEWIS**

Appeal from a judgment of the Steuben County Court (Peter C. Bradstreet, J.), rendered June 3, 2013. The judgment convicted defendant, upon a jury verdict, of rape in the first degree.

**JOHN A. CIRANDO** for **ROBERT C. LEWIS** 10 minutes

**JOHN C. TUNNEY** for **PEOPLE OF THE STATE OF NEW YORK** 10 minutes

313.0  
KA 15-00111

**PEOPLE**  
**V**  
**RUDOLPH YOUNG**

Appeal, by permission of a Justice of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Supreme Court, Monroe County (Francis A. Affronti, J.), entered December 15, 2014. The order denied the motion of defendant to set aside his sentence pursuant to CPL 440.20.

DAVID R. JUERGENS for RUDOLPH YOUNG 15 minutes

GEOFFREY KAEUPER for PEOPLE OF THE STATE OF NEW YORK 10 minutes

314.0  
KA 14-01513

PEOPLE  
V  
ERIC SMITH

Appeal from a judgment of the Supreme Court, Erie County (Russell P. Buscaglia, A.J.), rendered July 21, 2014. The judgment convicted defendant, upon a jury verdict, of assault in the first degree and criminal possession of a weapon in the second degree.

KATHRYN B. FRIEDMAN for ERIC SMITH 10 minutes

DANIEL J. PUNCH for PEOPLE OF THE STATE OF NEW YORK 10 minutes

315.0  
KA 13-01086

PEOPLE  
V  
ROBERT JACKSON

Appeal, by permission of a Justice of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Onondaga County Court (Joseph E. Fahey, J.), entered March 12, 2013. The order denied defendant's motion pursuant to CPL 440.10 to vacate the judgment convicting defendant of criminal possession of a controlled substance in the first degree and criminal possession of a controlled substance in the third degree.

EVAN B. HANNAY for ROBERT JACKSON 10 minutes

ROMANA A. LAVALAS for PEOPLE OF THE STATE OF NEW YORK 10 minutes

316.0  
KA 12-01923

PEOPLE  
V  
TINA M. SWITKOWSKI

Appeal from a judgment of the Supreme Court, Monroe County (Francis A. Affronti, J.), rendered June 20, 2012. The judgment convicted defendant, upon a jury verdict, of reckless assault of a child (two counts).

JAMES ECKERT for TINA M. SWITKOWSKI 10 minutes

NANCY GILLIGAN for PEOPLE OF THE STATE OF NEW YORK 10 minutes

317.0  
KA 14-01319

PEOPLE  
V  
LAMAR T. ANDERSON

Appeal from an order of the Genesee County Court (Robert C. Noonan, J.), entered June 24, 2014. The order determined that defendant is a sexually violent offender and a level two risk pursuant to the Sex Offender Registration Act.

CAITLIN M. CONNELLY for LAMAR T. ANDERSON Submitted

WILLIAM G. ZICKL for PEOPLE OF THE STATE OF NEW YORK Submitted

318.0  
KA 15-01507

**PEOPLE**  
**V**  
**RONALD S. MEADOW**

Appeal from a judgment of the Onondaga County Court (Anthony F. Aloï, J.), rendered December 12, 2014. The judgment convicted defendant, upon a jury verdict, of murder in the second degree.

**ANDREW J. FRISCH** for **RONALD S. MEADOW** 15 minutes

**JAMES P. MAXWELL** for **PEOPLE OF THE STATE OF NEW YORK** 10 minutes

319.0  
KA 14-01511

**PEOPLE**  
**V**  
**BRYANT P. SANFORD**

Appeal from a judgment of the Jefferson County Court (Kim H. Martusewicz, J.), rendered June 30, 2014. The judgment convicted defendant, upon his plea of guilty, of burglary in the third degree.

**CHARLES J. GREENBERG** for **BRYANT P. SANFORD** 10 minutes

**KRISTYNA S. MILLS** for **PEOPLE OF THE STATE OF NEW YORK** 5 minutes

320.0  
KA 14-01534

**PEOPLE**  
**V**  
**DANIEL BRADFORD, JR.**

Appeal from a resentencing of the Steuben County Court (Marianne Furfure, A.J.), rendered July 8, 2015. Defendant was resentenced upon his conviction of murder in the second degree, criminal contempt in the first degree (two counts), aggravated criminal contempt, offering a false instrument for filing in the first degree and tampering with physical evidence.

**JOHN A. CIRANDO** for **DANIEL BRADFORD, JR.** 10 minutes

**JOHN C. TUNNEY** for **PEOPLE OF THE STATE OF NEW YORK** 10 minutes

321.0  
CA 15-01295

**JOHN T. SMOKE**  
**V**  
**PLANNING BOARD OF TOWN OF GREIG**

Appeal from a judgment (denominated order) of the Supreme Court, Lewis County (Hugh A. Gilbert, J.), entered December 1, 2014 in a CPLR article 78 proceeding and a declaratory judgment action. The judgment, among other things, denied the petition.

**RAYMOND A. MEIER** for **JOHN T. SMOKE** 15 minutes

**MARK G. GEBO** for **PLANNING BOARD OF TOWN OF GREIG** 15 minutes

322.0  
CA 15-01481

**BEVERLY A. ZOELLER**  
**V**  
**LAKE SHORE SAVINGS BANK**

Appeal from an order of the Supreme Court, Erie County (John L. Michalski, A.J.), entered April 30 2015. The order, insofar as appealed from, denied defendant's motion for summary judgment dismissing plaintiff's complaint.

**DANIEL B. MOAR** for **LAKE SHORE SAVINGS BANK** 10 minutes

**JEFFREY FRANCIS VOELKL** for **BEVERLY A. ZOELLER** 10 minutes

324.0  
CA 15-01568

**ROSE RINALLO**  
**V**  
**ST. CASIMIR PARISH**

Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered July 1, 2015. The order denied defendants' motion for summary judgment dismissing plaintiff's complaint.

KEVIN LOFTUS for ST. CASIMIR PARISH 10 minutes

ROBERT J. MARNATO, JR., for ROSE RINALLO 10 minutes

325.0  
CA 15-01011

**In the Matter of**  
**ROBERT L. WILSON**

Appeal from an order of the Surrogate's Court, Niagara County (Sara S. Farkas, S.), entered January 14, 2015. The order determined the claim of Mary K. Wilson against the Estate of Robert L. Wilson, deceased, to be valid.

LEONARD G. TILNEY, JR., for CHRISTINE M. WEAVER 15 minutes

DAVID JOHN MANSOUR for MARY K. WILSON 15 minutes

327.0  
CA 15-00105

**GENERATIONS CHILD CARE, INC.**  
**V**  
**LIVING WORD TEMPLE OF RESTORATION**

Appeal from an order and judgment (one paper) of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered October 8, 2014. The order and judgment determined the rights and obligations of the parties pursuant to a certain lease agreement.

RICHARD GLEN CURTIS for LIVING WORD TEMPLE OF RESTORATION 10 minutes

JEREMY M. SHER for GENERATIONS CHILD CARE, INC. 10 minutes

328.0  
CA 15-01478

**SANDRA J. CROISDALE**  
**V**  
**ROBERT R. WEED**

Appeal from an order of the Supreme Court, Niagara County (Matthew J. Murphy, III, A.J.), entered April 27, 2015. The order, insofar as appealed from, denied in part the motion of defendants for summary judgment.

BRENT C. SEYMOUR for ROBERT R. WEED 15 minutes

DUANE D. SCHOONMAKER for SANDRA J. CROISDALE 15 minutes

329.0  
CA 15-01480

**SANDRA J. CROISDALE**  
**V**  
**ROBERT R. WEED**

Appeal from an order of the Supreme Court, Niagara County (Matthew J. Murphy, III, A.J.), entered June 18, 2015. The order, insofar as appealed from, denied the motion of defendants to renew their motion for summary judgment.

BRENT C. SEYMOUR for ROBERT R. WEED Submitted

DUANE D. SCHOONMAKER for SANDRA J. CROISDALE Submitted

330.0  
CA 15-00829

**MICHELLE M. WALDO**  
V  
**MINSOO KANG**

Appeal from an order of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered January 23, 2015. The order denied the motion of plaintiff to set aside a jury verdict.

ROBERT L. VOLTZ for MICHELLE M. WALDO

15 minutes

H. WARD HAMLIN, JR., for MINSOO KANG

15 minutes

331.0  
CA 15-00830

**MICHELLE M. WALDO**  
V  
**MINSOO KANG**

Appeal from a judgment of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered January 27, 2015. The judgment awarded costs to defendants.

ROBERT L. VOLTZ for MICHELLE M. WALDO

Submitted

H. WARD HAMLIN, JR., for MINSOO KANG

Submitted