

DAY CALENDAR
Wednesday, February 26, 2020 - 10:00 AM
COURTROOM 2

337.0
KA 18-01793

PEOPLE
V
HUGH R. JACKSON

Appeal from a judgment of the Niagara County Court (Matthew J. Murphy, J.), rendered April 25, 2018. The judgment convicted defendant, upon a jury verdict, of attempted burglary in the second degree, criminal mischief in the fourth degree, possession of burglar's tools and unlawful possession of marihuana.

JOSEPH G. FRAZIER for **HUGH R. JACKSON**

Submitted

LAURA T. JORDAN for **THE PEOPLE OF THE STATE OF NEW YORK**

Submitted

338.0
KA 17-02055

PEOPLE
V
FLOYD JOHNSON

Appeal from a judgment of the Supreme Court, Erie County (Russell P. Buscaglia, J.), rendered April 11, 2017. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

BARBARA J. DAVIES for **FLOYD JOHNSON**

Submitted

MATTHEW B. POWERS for **THE PEOPLE OF THE STATE OF NEW YORK**

5 minutes

339.0
KA 18-02379

PEOPLE
V
GERARD CRIBB

Appeal from a judgment of the Supreme Court, Monroe County (Thomas E. Moran, J.), rendered March 16, 2015. The judgment convicted defendant, upon a plea of guilty, of criminal possession of a weapon in the second degree.

JANET C. SOMES for **GERARD CRIBB**

Submitted

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

Submitted

340.0
KA 17-01482

PEOPLE
V
MARLINDA NESMITH

Appeal from a judgment of the Supreme Court, Monroe County (Joanne M. Winslow, J.), rendered October 24, 2016. The judgment convicted defendant, upon her plea of guilty, of identity theft in the first degree, criminal possession of stolen property in the fourth degree (two counts) and grand larceny in the fourth degree

CATHERINE H. JOSH for **MARLINDA NESMITH**

5 minutes

SCOTT MYLES for **THE PEOPLE OF THE STATE OF NEW YORK**

5 minutes

341.0
KA 17-00346

PEOPLE
V
ANTHONY COLE

Appeal from a judgment of the Onondaga County Court (Robert L. Bauer, J.), rendered February 3, 2017. The judgment convicted defendant, upon a plea of guilty, of driving while intoxicated, as a class D felony.

	MARK C. DAVISON for ANTHONY COLE	Submitted
	KENNETH H. TYLER, JR. for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
342.0 KA 17-00347	PEOPLE V ANTHONY COLE	
	Appeal from a judgment of the Onondaga County Court (Robert L. Bauer, J.), rendered February 3, 2017. The judgment revoked defendant's sentence of probation and imposed a sentence of imprisonment.	
	MARK C. DAVISON for ANTHONY COLE	Submitted
	KENNETH H. TYLER, JR. for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
343.0 KA 19-01068	PEOPLE V DOMENIC A. MINECCIA	
	Appeal from a judgment of the Onondaga County Court (Stephen J. Dougherty, J.), rendered September 8, 2017. The judgment convicted defendant, after a nonjury trial, of criminal possession of a controlled substance in the third degree, criminal sale of a controlled substance in the third degree, tampering with physical evidence and endangering the welfare of a child.	
	DAVID M. ABBATOY, JR. for DOMENIC A. MINECCIA	10 minutes
	DANIEL GROSS for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
344.0 KA 19-00264	PEOPLE V DOMENIC MINECCIA	
	Appeal, by permission of a Justice of the Appellate Division of the Supreme Court in the Fourth Judicial Department, from an order of the Monroe County Court (Douglas A. Randall, J.), dated January 11, 2019. 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 third degree, criminal sale of a controlled substance in the third degree, tampering with physical evidence and endangering the welfare of a child.	
	DAVID M. ABBATOY, JR. for DOMENIC MINECCIA	Submitted
	DANIEL GROSS for THE PEOPLE OF THE STATE OF NEW YORK	Submitted
345.0 KA 17-02067	PEOPLE V ERIC MITCHELL	
	Appeal from a judgment of the Erie County Court (Sheila A. DiTullio, J.), rendered July 25, 2017. The judgment convicted defendant, upon his plea of guilty, of criminal possession of a controlled substance in the third degree two counts).	
	NICHOLAS P. DIFONZO for ERIC MITCHELL	10 minutes
	MICHAEL J. HILLERY for THE PEOPLE OF THE STATE OF NEW YORK	10 minutes
346.0 KA 15-01687	PEOPLE V FUZELL ROGERS, III	

Appeal from a judgment of the Monroe County Court (Christopher S. Ciaccio, J.), rendered July 22, 2015. The judgment convicted defendant, upon a jury verdict, of criminal possession of a controlled substance in the third degree, criminal possession of a controlled substance in the seventh and criminally using drug paraphernalia in the second degree.

HELEN SYME for FUZELL ROGERS, III 10 minutes

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

347.0
CAF 19-01510

JOYCE M. M.
V
ROBERT J. G.

Appeal from an order of the Family Court, Erie County (Brenda M. Freedman, J.), entered February 8, 2019, in a proceeding pursuant to Family Court Act article 5. The order dismissed the petition

MICHAEL F. MCPARTLAN for JOYCE M. M. 10 minutes

ANTHONY J. CERVI for ROBERT J. G. 10 minutes

DEBORAH J. SCINTA, ATTORNEY FOR CHILD 5 minutes

348.0
CAF 19-01511

JOYCE M. M.
V
ROBERT J. G.

Appeal from an order of the Family Court, Erie County (Brenda M. Freedman, J.), entered February 8, 2019, in a proceeding pursuant to Family Court Act article 5. The order granted the motion of respondent to dismiss the petition.

MICHAEL F. MCPARTLAN for JOYCE M. M. Submitted

ANTHONY J. CERVI for ROBERT J. G. Submitted

DEBORAH J. SCINTA, ATTORNEY FOR CHILD Submitted

349.0
CAF 16-01228

JOSEPH M. PARK
V
DEBORAH L. MILLER

Appeal from a decision and order of the Family Court, Erie County (Helen E. Freedman, R.), entered March 10, 2016, in a proceeding pursuant to Family Court Act article 6. The decision and order, inter alia, granted sole custody to respondent.

CHARLES J. GREENBERG for JOSEPH M. PARK 5 minutes

ELIZABETH J. CIAMBRONE for DEBORAH L. MILLER 10 minutes

TINA M. HAWTHORNE, ATTORNEY FOR CHILD 5 minutes

350.0
CAF 18-02333

VALERIE J. HONEYFORD
V
ANDREA LUKE

Appeal from an order of the Family Court, Monroe County (James A. Vazzana, J.), entered October 31, 2018 in a proceeding pursuant to Family Court Act article 6. The order, among other things, granted petitioner Valerie J. Honeyford visitation with the subject children.

JAMES S. HINMAN for ANDREA LUKE 15 minutes

	MICHAEL STEINBERG for VALERIE J. HONEYFORD	15 minutes
	ALISON CHRISTINE BATES, ATTORNEY FOR CHILD	15 minutes
351.0 CAF 19-00956	ANDREA LUKE V VALERIE J. HONEYFORD	
	Appeal from an order of the Family Court, Monroe County (James A. Vazzana, J.), entered January 29, 2019 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition	
	JAMES S. HINMAN for ANDREA LUKE	Submitted
	MICHAEL STEINBERG for VALERIE J. HONEYFORD	Submitted
	ALISON CHRISTINE BATES, ATTORNEY FOR CHILD	Submitted
352.0 CA 19-01853	TIMOTHY J. KUPKA V SERRIE C. LICO, M.D.	SETTLED
	Appeal from an order of the Supreme Court, Erie County, (Frederick J. Marshall, J.), entered January 23, 2018. The order, among other things, denied the motion of defendants Serrie C. Lico. M.D. and Cardiovascular and Thoracic Surgery, P.C. seeking summary judgment dismissing all claims and cross-claims against them.	
	J. MARK GRUBER for SERRIE C. LICO, M.D.	
	MICHAEL R. DRUMM for TIMOTHY J. KUPKA	
	JASON T. BRITT for CATHARINE M. ARMENTROUT, N.P.	
353.0 CA 19-01032	MOHAMED SAIF MOHAMED V CITY OF BUFFALO	
	Appeal from a decision and order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered April 4, 2019. The decision and order granted the motion of defendant for summary judgment and dismissed the complaint.	
	BOYD L. EARL for MOHAMED SAIF MOHAMED	15 minutes
	DAVID M. LEE for CITY OF BUFFALO	10 minutes
354.0 CA 19-01722	DEEPIKA REDDY V WSYR NEWSCHANNEL 9	
	Appeal and cross appeal from an order of the Supreme Court, Onondaga County (Deborah H. Karalunas, J.), entered March 19, 2019. The order denied the motion of plaintiff to vacate the prior order of the court and denied the cross motion of defendants for vexacious litigator injunctive relief and sanctions.	
	DEEPIKA REDDY for HERSELF	30 minutes
	JOSEPH MARTIN FINNERTY for WSYR NEWSCHANNEL 9	15 minutes
355.0 CA 19-01778	JEFFREY D. CONRAD V HOLIDAY VALLEY, INC.	

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered February 28, 2019. The order denied the motion of defendants for summary judgment.

STEVEN M. ZWEIG for HOLIDAY VALLEY, INC.

15 minutes

JUSTIN S. WHITE for JEFFREY D. CONRAD

10 minutes