

DAY CALENDAR
Wednesday, February 26, 2020 - 10:00 AM
HON. SAMUEL L. GREEN COURTROOM

321.0
TP 19-00515

SARAH J. CUSHMAN
V
D. VENETTOZZI

Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by order of the Supreme Court, Orleans County [Michael M. Mohun, A.J.], entered March 19, 2019) to review a determination of respondent. The determination found after Tier III hearing that petitioner had violated an inmate rule.

SARAH J. CUSHMAN for HERSELF

Submitted

MARCUS J. MASTRACCO for D. VENETTOZZI

Submitted

322.0
KA 19-00584

PEOPLE
V
JUSTIN DUKELOW

Appeal from a judgment of the Supreme Court, Niagara County (Richard C. Kloch, Sr., A.J.), rendered February 4, 2019. The judgment revoked defendant's sentence of probation and imposed a sentence of imprisonment.

THERESA L. PREZIOSO for JUSTIN DUKELOW

Submitted

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

Submitted

323.0
KA 19-00702

PEOPLE
V
JOHN R. GEIL

Appeal from a decision and order of the Supreme Court, Monroe County (Vincent M. DiNolfo, J.), entered July 10, 2018. The decision and order determined defendant to be a level three risk pursuant to the Sex Offender Registration Act.

JAMES ANTHONY NAPIER for JOHN R. GEIL

Submitted

NANCY GILLIGAN for THE PEOPLE OF THE STATE OF NEW YORK

Submitted

324.0
KA 17-01970

PEOPLE
V
KEARY MOORE

Appeal from a judgment of the Supreme Court, Onondaga County (John J. Brunetti, A.J.), rendered June 9, 2017. The judgment convicted defendant, upon a plea of guilty, of conspiracy in the second degree.

LINDA M. CAMPBELL for KEARY MOORE

10 minutes

KENNETH H. TYLER, JR. for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

325.0
KA 15-00262

PEOPLE
V
GREG GARNO

Appeal from a judgment of the Yates County Court (W. Patrick Falvey, J.), rendered February 3, 2015. The judgment convicted defendant, upon a jury verdict, of arson in the third degree, menacing a police officer (four counts), criminal mischief in the second degree and reckless endangerment.

J. SCOTT PORTER for GREG GARNO

10 minutes

R. MICHAEL TANTILLO for THE PEOPLE OF THE STATE OF NEW YORK

10 minutes

326.0
KA 16-02340

PEOPLE

V

ALI T. RUSS

Appeal from a judgment of the Ontario County Court (Frederick G. Reed, J.), rendered September 7, 2016. The judgment convicted defendant, upon a plea of guilty, of aggravated vehicular homicide and aggravated driving while intoxicated (three counts).

CARA A. WALDMAN for ALI T. RUSS

Submitted

V. CHRISTOPHER EAGGLESTON for THE PEOPLE OF THE STATE OF NY

10 minutes

327.0
CAF 18-01863

RICHARD PANEBIANCO

V

TARYN PANEBIANCO

Appeal from an order of the Family Court, Onondaga County (Salvatore Pavone, R.), entered August 15, 2018 in proceedings pursuant to Family Court Act article 6. The order, among other things, awarded petitioner visitation with the subject child.

DANIELLE K. BLACKABY for TARYN PANEBIANCO

10 minutes

RICHARD PANEBIANCO for HIMSELF

Submitted

ELIZABETH C. FRANI, ATTORNEY FOR CHILD

10 minutes

328.0
CAF 19-00279

In the Matter of
ETHAN F.

Appeal from an order of the Family Court, Oneida County (Julia M. Brouillette, J.), entered September 6, 2018 in proceedings pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent severely abused Michael F. and derivatively severely abused Ethan F.

KATHRYN FESTINE HARTNETT for CORRIE L.

10 minutes

JOHN A. HERBOWY for ONEIDA COUNTY DSS

5 minutes

PETER J. DIGIORGIO, JR., ATTORNEY FOR CHILD

5 minutes

PAUL A. NORTON, ATTORNEY FOR CHILD

5 minutes

329.0
CAF 19-00280

In the Matter of
ETHAN F.

Appeal from an order of the Family Court, Oneida County (Julia M. Brouillette, J.), entered December 20, 2018 in proceedings pursuant to Family Court Act article 10. The order, among other things, adjudged that no further disposition was necessary because the court had issued a permanent order of protection directing respondent to have no contact with the subject children.

	KATHRYN FESTINE HARTNETT for CORRIE L.	Submitted
	JOHN A. HERBOWY for ONEIDA COUNTY DSS	Submitted
	PETER J. DIGIORGIO, JR., ATTORNEY FOR CHILD	Submitted
	PAUL A. NORTON, ATTORNEY FOR CHILD	Submitted
330.0 CAF 18-02258	In the Matter of HANNAH W.	
	Appeal from an order of the Family Court, Yates County (Jason L. Cook, J.), entered October 29, 2018, in a proceeding pursuant to Social Services Law § 384-b. The order terminated respondent's parental rights with respect to the subject child.	
	CARA A. WALDMAN for WILLIAM W.	Submitted
	DANIELLE AMBER WARD for YATES COUNTY DSS	10 minutes
	SUSAN GRAY, ATTORNEY FOR CHILD	10 minutes
331.0 CAF 19-00143	TRONDELL WALLACE V MADARIA EURE	
	Appeal from an order of the Family Court, Onondaga County (William Rose, R.), entered December 24, 2018 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded petitioner sole physical and legal custody of the subject child.	
	DANIELLE K. BLACKABY for MADARIA EURE	10 minutes
	TRONDELL WALLACE for HIMSELF	Submitted
	CATHERINE MARY SULLIVAN, ATTORNEY FOR CHILD	10 minutes
332.0 CA 19-00581	JOHN T. DILLON V PEAK ENVIRONMENTAL, LLC	
	Appeal from an order of the Supreme Court, Oneida County (Patrick F. MacRae, J.), entered March 8, 2019. The order granted defendants' motions for summary judgment.	
	MERRITT S. LOCKE for JOHN T. DILLON	10 minutes
	DAVID M.G. KATZ for PEAK ENVIRONMENTAL, LLC	15 minutes
333.0 CA 19-01108	JOHN GUIDO V COUNTY OF CAYUGA	SETTLED
	Appeal from an order of the Supreme Court, Cayuga County (Mark H. Fandrich, J.), entered May 20, 2019. The order, insofar as appealed from, denied the motion of third-party defendants Philip Gottlieb, M.D., and Daryl Henderson, M.D., for summary judgment against third-party plaintiffs and denied in part the motion of third-party defendant Auburn Community Hospital for summary judgment.	
	JAMES E. EAGAN for AUBURN COMMUNITY HOSPITAL	
	ZACHARY M. MATTISON for DARYL HENDERSON, MD	
	CHARLES C. SPAGNOLI for COUNTY OF CAYUGA	

334.0 CAF 18-02255	<p>In the Matter of MAYKALA W.</p> <p>Appeal from an order of the Family Court, Oneida County (Randal B. Caldwell, J.), entered November 20, 2018, in a proceeding pursuant to Social Services Law § 384-b. The order terminated respondent's parental rights with respect to the subject child.</p> <p>PETER J. DIGIORGIO, JR. for MARQUIS W.</p> <p>JOHN A. HERBOWY for ONEIDA COUNTY DSS</p> <p>STEPHANIE N. DAVIS, ATTORNEY FOR CHILD</p>	<p>5 minutes</p> <p>5 minutes</p> <p>5 minutes</p>
335.0 CA 19-01236	<p>KRISTYN JOHNSON-NEULAND V NEW YORK MUNICIPAL INSURANCE RECIPROCAL</p> <p>Appeal from an order of the Supreme Court, Oswego County (Norman W. Seiter, Jr., J.), entered June 21, 2019. The order, insofar as appealed from, granted the motion of defendant for summary judgment and dismissed the complaint.</p> <p>STEPHANIE VISCELLI for KRISTYN JOHNSON-NEULAND</p> <p>AVIS DECAIRE for NEW YORK MUNICIPAL INSURANCE RECIPROCAL</p>	<p>15 minutes</p> <p>10 minutes</p>
336.0 CA 19-01506	<p>JAMES MONTANA V DAVID MARKOWITZ METAL CO., INC.</p> <p>Appeal from an order of the Supreme Court, Oneida County (David A. Murad, J.), entered May 23, 2019. The order denied in part third-party defendant's motion for summary judgment dismissing the third-party complaint.</p> <p>KENNETH M. ALWEIS for REVERE COPPER PRODUCTS, INC.</p> <p>CHRISTOPHER SIMONE for DAVID MARKOWITZ METAL CO., INC.</p>	<p>10 minutes</p> <p>15 minutes</p>
336.1 CA 19-01669	<p>KEITH T. HOLMES V KEVIN D. MCCREA</p> <p>Appeal from a decision and order of the Supreme Court, Monroe County (Debra A. Martin, A.J.), entered February 26, 2019. The decision and order, insofar as appealed from, granted the motion of defendant Kevin C. McCrea for summary judgment and dismissed the complaint against said defendant.</p> <p>SAREER A. FAZILI for KEITH T. HOLMES</p> <p>DOMINIC M. CHIMERA for STEVON K. SPENCER</p> <p>SCOTT D. MANCUSO for KEVIN D. MCCREA</p>	<p>10 minutes</p> <p>10 minutes</p> <p>10 minutes</p>