

TENTATIVE

State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
518-471-4777

SESSION CALENDAR FOR WEDNESDAY, SEPTEMBER 11, 2019

1:00 P.M. SESSION

E L Y M U D

BENCH POSITION: DEVINE, J., LYNCH, J., EGAN JR., J.P., MULVEY, J.,

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

| Calendar No. | Case No. | Title  | Time Allocated  |
|--------------|----------|--|-----------------|
| (1)          | 524051   | <b>MATTER OF STATE OF NEW YORK v HOROWITZ</b><br><i>Appellant</i> - George J. Hoffman Jr., Esq. [Assigned]<br>(Alan Horowitz)<br><i>Respondent</i> - Allyson B. Levine, Esq.<br>AG Letitia James<br>(State of New York)                    | 10<br>10        |
| (2)          | 109737   | <b>PEOPLE v JEREMIAH HAMILTON</b><br><i>Appellant</i> - Matthew C. Hug, Esq. [Assigned]<br>(Jeremiah Hamilton)<br><i>Respondent</i> - Peter H. Willis, Esq.<br>Robert M. Carney, Schenectady County District Attorney                      | 10<br>10        |
| (3)          | 525645   | <b>MATTER OF LAWSON O.</b><br><i>Appellant</i> - Dana L. Salazar, Esq. [Assigned]<br>(Andrew O.)<br><i>Respondent</i> - Steven J. Getman, Esq.<br>- Pamela B. Bleiwas, Esq. [Attorney for Child]   | 10<br>SUB<br>10 |
| (4)          | 526672   | <b>MATTER OF SHANNA O. v JAMES P.</b><br><i>Appellant</i> - Pamela B. Bleiwas, Esq. [Assigned]<br>(Shanna O.)<br><i>Respondent</i> - Michelle I. Rosien, Esq. [Assigned]<br>(Amanda P.)<br>- Veronica M. Gorman, Esq. [Attorney for Child] | 10<br>10<br>SUB |
| (5)          | 527071   | <b>MATTER OF HAYLEY QQ.</b>  | SUB             |

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| Calendar No. | Case No. | Title   | Time Allocated                  |
|--------------|----------|---|---------------------------------|
| (6)          | 527117   | <b>BURDICK v TONOGA</b><br><i>Appellant</i> - Henry M. Greenberg, Esq.<br>Greenberg Traurig<br>(Tonoga Inc. et al.)<br><i>Respondent</i> - James J. Bilborrow, Esq.<br>Weitz & Luxenberg PC<br>- Andrew J. Pincus, Esq. [Amicus Curiae]                       | 10<br><br><br><br><br>10<br>SUB |
| (7)          | 527338   | <b>MATTER OF WILLIAMSVILLE SUBURBAN v NYS DEPT. OF HEALTH</b><br><i>Appellant</i> - Jane Bello Burke, Esq.<br>Hodgson Russ LLP<br>(Williamsville Suburban LLC)<br><i>Respondent</i> - Kate H. Nepveu, Esq.<br>AG Letitia James<br>(NYS Dept of Health et al.) | <br><br><br>10<br><br><br>10    |
| (8)          | 109768   | <b>PEOPLE v KHALIL WAHEED</b>   | SUB                             |
| (9)          | 526061   | <b>JOHNSON v LARAMAY</b>  | SUB                             |
| (10)         | 528044   | <b>MATTER OF KLUGE v TOWN OF TONAWANDA</b>  | SUB                             |
| (11)         | 526943   | <b>MATTER OF DYER v CENTRE STREET SYSTEMS</b>   | SUB                             |
| (12)         | 527172   | <b>MATTER OF WHITNEY v PREGIS CORPORATION</b>   | SUB                             |
| (13)         | 109858   | <b>PEOPLE v RAMONN S. DRISCOLL</b>  | SUB                             |
| (14)         | 526331   | <b>MATTER OF JUSTIN M. v VALENCIA N.</b>  | SUB                             |
| (15)         | 526498   | <b>MATTER OF DANIEL A. v JESSICA B.</b>   | SUB                             |