



State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
P.O. Box 7288, Capitol Station  
Albany, NY 12224-0288

Robert D. Mayberger  
Clerk of the Court

(518) 471-4777  
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<http://www.nycourts.gov/ad3>

## **MAY 2019 Term Calendar**

This is a **TENTATIVE** calendar of argued cases only. The listing below is intended to indicate only the date and time argument has been scheduled to occur and not the sequence in which the cases will be called. An updated Session Calendar, indicating the Justices sitting for a particular session, the attorneys arguing and the time allowed for each argument, will be posted on the Appellate Division, Third Department website ([www.nycourts.gov/ad3](http://www.nycourts.gov/ad3)) one week prior to the beginning of the term. The Court's policy requires notice of any calendar changes at least 24 hours prior to argument and your failure to abide by this policy could result in the imposition of costs. Please be advised the Court's arguments are streamed live via the Court's website.

### **TUESDAY, MAY 28, 2019 9:30 A.M. SESSION**

527515 MATTER OF ELIZABETH LL.  
525684 CZAJKA v PENDELL  
526519 VICEDOMINE v VICEDOMINE  
526059 MATTER OF ZUCKERMAN v TAX APPEALS TRIB.  
527648 C.H. v DOLKART  
527408 HULL v THE PIKE COMPANY  
527717 MATTER OF CIVIL SERV. ASSN. v NEW YORK STATE OFFICE OF  
CHILDREN AND FAMILY SERV.  
108475 PEOPLE v JOSHUA T. DEMELLIER  
527373 MATTER OF SINGLETARY v SCHIAVONE CONSTR.

### **WEDNESDAY, MAY 29, 2019 1:00 P.M. SESSION**

527293 ARTHUR BRUNDAGE INC. v MORRIS  
527327 SALOVIN v ORANGE REGIONAL MED. CTR.  
526707 MATTER OF PATIN v NYS DEPT. OF EDUC.  
108218 PEOPLE v DAVID SHAW  
526648 KRUSEN v MOSS



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**THURSDAY, MAY 30, 2019**  
**1:00 P.M. SESSION**

527877 MATTER OF REXFORD v GOULD ERECTORS & RIGGERS  
528109 MATTER OF GOLDBERG v ELIA  
527837 MATTER OF VERNEAU v CONSOLIDATED EDISON COMPANY OF NEW YORK  
109184 PEOPLE v MICHAEL J. BUTKIEWICZ

**FRIDAY, MAY 31, 2019**  
**9:30 A.M. SESSION**

527329 MATTER OF DIRECT ENERGY SERVICES v NYS PSC  
525877 MATTER OF NICOLE TT. v RICKIE UU.  
527216/ 527612 MATTER OF NORTH GATE HEALTH CARE FACILITY v ZUCKER  
109155 PEOPLE v ARTHUR A. GANNON  
527321 MATTER OF JACOBS v NEW YORK STATE JUSTICE CENTER FOR  
PROTECTION OF PEOPLE WITH SPECIAL NEEDS  
526594 MATTER OF PIAGENTINI v NYS BOARD OF PAROLE  
527571 LABUDA v LABUDA  
528329 LABUDA v LABUDA



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**MONDAY, JUNE 3, 2019**  
**1:00 P.M. SESSION**

527772 MATTER OF MENTAL HYGIENE LEGAL SERVICES v DELANEY  
109526 PEOPLE v JONATHAN R. SAXE  
526833 MATTER OF LINDA AA. v ROBERT AA.  
526638 MATTER OF TOWN OF MAMAKATING v VILLAGE OF BLOOMINGBURG  
525625 MATTER OF RICHARD L. v KRISTIN M.  
526785 MATTER OF EPELBOYM v BOARD OF REGENTS OF THE STATE OF NEW YORK  
109753 PEOPLE v BRADFORD L. SHANKS  
528008 MATTER OF THE ASSN. OF PROPERTY OWNERS OF SLEEPY HOLLOW  
LAKE v McBRIDE

**TUESDAY, JUNE 4, 2019**  
**1:00 P.M. SESSION**

527923 LS MARINA v ACME OF SARANAC  
109364 PEOPLE v ROBERT JOHNSON  
527364 MATTER OF KRAKAUER v NYS EDUC. DEPT.  
526892 MAKI v NORTHLAND INS. CO.  
526266 MATTER OF DAWN M.  
110719 PEOPLE v NICOLE HODGDON  
110721 PEOPLE v MARINA VIVIANI  
110725 PEOPLE v JUSTIN HOPE  
528149 MATTER OF BOARD OF EDUCATION OF THE HUDSON CITY SCHOOL DIST.  
v CIVIL SERV. EMPLOYEES ASSN.



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**WEDNESDAY, JUNE 5, 2019**  
**1:00 P.M. SESSION**

526461 MATTER OF ACCADIA SITE CONTRACTING v ERIE COUNTY MED. CTR.  
109609 PEOPLE v LENNOX SKYERS  
527328 MATTER OF DRY HARBOR NURSING HOME v ZUCKER  
527584 DELIBASIC v MANOJLOVIC  
109341 PEOPLE v ISMAIL SHABAZZ  
109193 PEOPLE v SHAQUILLE ESPINOZA  
527119 GRAVES v STANCLIFT, LUDMANN, MCMORRIS & SILVESTRI  
526536 MATTER OF BENJAMIN K. v LISKA J.  
525622 MATTER OF LISKA J. v BENJAMIN K.  
108638 PEOPLE v MARQUISE L. SUTTON

**THURSDAY, JUNE 6, 2019**  
**9:30 A.M. SESSION**  
**MONTGOMERY COUNTY COURTHOUSE**

528282 YERDON v YERDON  
110244 PEOPLE v RAVIN SEECOMAR  
527968 HUNTER v LOURDES HOSP.  
110092 PEOPLE v RAEKWON STOVER  
527867 MATTER OF ELDAN HOMES INC v NEW YORK PUBLIC SERV. COMMN.  
526986 MATTER OF CARMINE GG.  
108456/ PEOPLE v SHEIQUAN PARKER  
110268  
527840 3 DELAWARE GROUP v BROOME COUNTY  
526495 MATTER OF CHERYLE HH. v BENJAMIN II.



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**FRIDAY, JUNE 7, 2019**  
**9:30 A.M. SESSION**

526051 MATTER OF ALLY FINANCIAL INC. v ALL COUNTY TOWING & RECOVERY  
526047 MATTER OF SANTANDER CONSUMER USA v ALL COUNTY TOWING &  
RECOVERY  
109319/ PEOPLE v EDWARD DANIELS  
109804  
527729 LIVOLSI v SHEA  
109104 PEOPLE v ZABEEDA PERMAUL  
526342 MATTER OF ISABELLA H.  
528189 MATTER OF HEGGEN v SISE  
527672 MATTER OF GULOTTA V NEW YORK STATE THRUWAY AUTH.  
528120 SCOZZAFAVA v STATE OF NEW YORK