



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>

## **OCTOBER 2018 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, OCTOBER 9, 2018 1:00 P.M. SESSION**

526451 DAVIS v EAB-TAB ENTER.  
109242 PEOPLE v DUSTIN D. BUCKLEY  
526426 MATTER OF SANTANDER CONSUMER USA v KOBİ AUTO COLLISION & PAINT  
CTR.  
525218 STEVENS v TOWN OF CHENANGO  
526214 MATTER OF PEOPLE OF THE STATE OF NEW YORK v LUTHERAN CARE  
NETWORK  
108145 PEOPLE v JAMAL RASHID  
524235 PEOPLE v CHARLES GRESSLER (SORA)

### **WEDNESDAY, OCTOBER 10, 2018 1:00 P.M. SESSION**

109685 PEOPLE v KYLE J. HACKETT  
526142 GIANNELIS v BORG WARNER MORSE TEC  
526490 MATTER OF SNOWDEN v VILLAGE OF MONITCELLO  
108674 PEOPLE v MICHAEL WALKER  
107789 PEOPLE v EMMANUEL MARTINEZ  
526729 PREDILETTO V SYED  
525515 MATTER OF LORIMER v LORIMER



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**THURSDAY, OCTOBER 11, 2018  
1:00 P.M. SESSION**

521463 O'CONNOR v THE KINGSTON HOSP.  
524947 MATTER OF DEMUN v DEMUN  
524632 MATTER OF PURCELL v TAX APPEALS TRIBUNAL OF THE STATE OF NY  
526465 MATTER OF ESTATE OF BOLEN  
110066 PEOPLE v MARK STRIFE  
525540 MATTER OF KNAPP v BETTE & CRING  
526048 MATTER OF ALLY FIN. v ALL COUNTY TOWING & RECOVERY

**FRIDAY, OCTOBER 12, 2018  
9:30 A.M. SESSION**

109504 PEOPLE v EMANUEL MATEO  
526163 MATTER OF SPENCE v NEW YORK STATE DEPT. OF TRANSP.  
526577 MATTER OF MARIAN  
108345 PEOPLE v JOSEPH KOONTZ  
526121 MATTER OF MUHAMMAD v NEW YORK STATE JUSTICE CTR. FOR THE  
PROTECTION OF PEOPLE WITH SPECIAL NEEDS  
107058 PEOPLE v RICHARD HENRY  
108926 PEOPLE v JEANINE VAN ALPHEN

**MONDAY, OCTOBER 15, 2018  
1:00 P.M. SESSION**

522636 DeMAILLE v STATE OF NEW YORK  
525765 MATTER OF HAWKINS v O'DELL  
526400 MATTER OF GAGE v BLANKSTEIN  
108875 PEOPLE v RAFAEL FIGUEROA  
525941 MATTER OF HVT v ALL COUNTY TOWING & RECOVERY  
108171 PEOPLE v DEMONTE N. MILLER  
526375 MATTER OF PERSAUD v CITY OF SCHENECTADY



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**TUESDAY, OCTOBER 16, 2018**  
**1:00 P.M. SESSION**

525918 3 DELAWARE GROUP v BROOME COUNTY  
525149 MATTER OF ROBARE v SCORSOME  
524630/ MATTER OF BRIELLE UU.  
524711/  
524781/  
524979/  
524586 ABELE TRACTOR & EQUIPMENT CO. v SCHAEFFER  
108684 PEOPLE v ROBERT A. MADSEN  
108473/ PEOPLE v SCOTT J. COLE  
109785

**WEDNESDAY, OCTOBER 17, 2018**  
**1:00 P.M. SESSION**

526550 GOODMAN v SINNOTT  
109080 PEOPLE v RANDY K. WILKINSON  
526099 ROSENHECK v SCHACHTER  
525585 MATTER OF PAYNE v MONTANO  
524357 PROKOPOV v DOSKOTCH  
109302 PEOPLE v JAMES HILTON  
109259 PEOPLE v QUENTIN LEWIS



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**THURSDAY, OCTOBER 18, 2018**  
**1:00 P.M. SESSION**

526289 MATTER OF SPROLE v SPROLE  
525530 MATTER OF RODNEY SMITH  
108444 PEOPLE v JEFFREY S. DEMKOVICH  
526431 TEDESCHI v LAKE GEORGE PARK COMMN.  
108734 PEOPLE v CARLOS LINARES  
108909 PEOPLE v JAUSHI'IR WEAVER

**FRIDAY, OCTOBER 19, 2018**  
**9:30 A.M. SESSION**

107540 PEOPLE v DAVID GREENFIELD  
526187 MATTER OF THE ESTATE OF THEODORE STRAUSS  
525670 MATTER OF THE ESTATE OF JOHNSON  
525671 MATTER OF THE ESTATE OF JOHNSON  
526297 LAKEVIEW OUTLETS v TOWN OF MALTA  
525397 MORIZIO v ROEDER