



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
fax (518) 471-4750
<http://www.nycourts.gov/ad3>

SEPTEMBER 2020 Term Calendar

This is a TENTATIVE calendar of argued and submitted cases. For those cases being argued, 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) 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.

WEDNESDAY, SEPTEMBER 9, 2020 1:00 P.M. SESSION

Argued Cases:

528420 MATTER OF FOREST CITY REALTY TRUST v TAX APPEALS TRIBUNAL
529969 MATTHEWS v CHAUDHRI
530310 MATTER OF DOUBLEDAY v THE ASSESSOR OF THE TOWN OF ONEONTA

Submitted Cases:

526890 MATTER OF STATE OF NEW YORK v KENNETH II.
530358 MATTER OF SANCHEZ v NEW YORK CITY TRANSIT AUTH.
529346 SHERMAN v SHERMAN
529367 U.S. BANK v CLARKSON
529501 GARRISON v DICK'S SPORTING GOODS
529242 CARTER v FAIRCHILD-CARTER
526804 MATTER OF AARON K. v LAURIE K.
530667 MATTER OF NIKAC v JOAL RESTAURANT CORP.
110856 PEOPLE v DESEAN J. OCTOBER
529022 JOHNSON v BRUEN
530148 MATTER OF SHUMWAY v HUDSON CITY SCHOOL DIST.
530815 MATTER OF COVINGTON v NYC DEPARTMENT OF CORRECTIONS



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**THURSDAY, SEPTEMBER 10, 2020
1:00 P.M. SESSION**

Argued Cases:

529392 MATTER OF THE CITY OF ITHACA v NEW YORK STATE DEPT. OF ENVTL.
CONSERV.
109850 PEOPLE v JEFFREY HILTS
528358 OWNER OPERATOR INDEPENDENT DRIVERS ASSOC. v CALHOUN

Submitted Cases:

530433 LISA I. v MANIKAS
529711 LISA I. v MANIKAS
529295 DESROCHES v HERITAGE BUILDERS GROUP
529182 MATTER OF THOMAS GG. v BONNIE JEAN HH.
528492 U.S. BANK N.A. v TECLER
527987 MATTER OF AMIRAH P.
529393 MATTER OF JOSEPH OO.
530554 MATTER OF CONLIFFE v DARDEN RESTAURANT
109837 PEOPLE v JUAN SMITH
529933 MATTER OF JACQUELINE GRABOIS
530056 MATTER OF HORN v NEW YORK CITY TRANSIT AUTH.
530774 MATTER OF RIVENBURG v COUNTY OF ALBANY



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**FRIDAY, SEPTEMBER 11, 2020
9:30 A.M. SESSION**

Argued Cases:

529269 MICHALKO v DELUCCIA
528704 PACE v PACE
527219 CALVERLEY v STATE OF NEW YORK
528749 MATTER OF LASKOWSKY v LASKOWSKY
529977 MISTER v MISTER
527232 MATTER OF STATE OF NEW YORK v ROBERT A.
529838 MATTER OF DAIMLER TRUST v R&W AUTO BODY
530143 MATTER OF LAMB v NEW YORK STATE DEPT. OF MOTOR VEHICLES

Submitted Cases:

528300 MATTER OF FREDERICK-KANE v POTTER
528469 MATTER OF ALLEN v EMERY
530530 MATTER OF CAPRARO v MATRIX ABSENCE MANAGEMENT
111200 PEOPLE v NICHOLAS A. MAY
529240 MATTER OF TIMOTHY DOSTER
530052 MATTER OF DZIELSKI v NEW YORK STATE DEPT. OF CORRECTIONS AND
COMMUNITY SUPERVISION
530612 MATTER OF GARRISON-BEY v DEPT. OF EDUC.



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MONDAY, SEPTEMBER 14, 2020
1:00 P.M. SESSION

Argued Cases:

528560/ MATTER OF TOWN OF WATERFORD v NEW YORK STATE DEPT. OF ENVTL.
528595 CONSERV.
528858 IMRIE v RATTO
529716 HUTCHINGS v GARRISON LIFESTYLE PIERCE HILL
529524 MYERS v HOME ENERGY PERFORMANCE BY HALCO
529848 MATTER OF ESTATE OF HUSISIAN
529636 LOISELLE v PROGRESSIVE CASUALTY INSURANCE CO.

Submitted Cases:

529147 FAHS CONSTRUCTION GROUP INC v BINGHAMTON CENT. SCHOOL DIST.
109645 PEOPLE v CHARLES W. BURKS
529092 MATTER OF EDWIN Z. v COURTNEY AA.
530331 MATTER OF MATTHEW DD. v AMANDA EE.
530380 JOHNSON v MANDALAYWALA
110792 PEOPLE v WILLIAM BELLAMY
530318 MATTER OF VICTOR MURRAY
529842 MATTER OF RICKARD v CENTRAL NY PSYCHIATRIC CTR.
530717 MATTER OF ALISON RR.



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**TUESDAY, SEPTEMBER 15, 2020
1:00 P.M. SESSION**

Argued Cases:

529950 PILATICH v TOWN OF NEW BALTIMORE
529374 MATTER OF STATE OF NEW YORK
109583 PEOPLE v NICHOLAS J. CHAPPELL
528962 HUBBELL v LAZY SWAN GOLF & COUNTRY CLUB
529657 MURPHY v STATE OF NEW YORK
529440 WELLS FARGO BANK v BUDRAM

Submitted Cases:

529263 U.S. BANK N.A. v KAUFMAN
528256 MATTER OF ADAM O. v. TRACIE P.
528992 LAPENNA CONTRACTING v MULLEN
531233 MATTER OF PARRY v NEW YORK STATE COMPTROLLER
529228 MATTER OF ANGELINA H. v DERRICK I.
529773 MATTER OF QURESHI v RITE AID CORP.
109874 PEOPLE v MARVIN BOMBARD
530043 MATTER OF ROBIN E. JORDAN
531075 MATTER CLARKE v DINAPOLI
530286 MATTER OF BARTON v CONSOLIDATED EDISON



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**WEDNESDAY, SEPTEMBER 16, 2020
1:00 P.M. SESSION**

Argued Cases:

111696 PEOPLE v CADEN N.
530445 YOUNG v SETHI
530468 LILLEY v GREENE CENT. SCHOOL DIST.
530190 COLUMBIA MEMORIAL HOSP. v HINDS
529655 MATTER OF JUSTIN R. v STATE OF NEW YORK
530202 KOUBA v RICHARDSON

Submitted Cases:

530509 HARRIS v VOGLER
527696 U.S. BANK NATIONAL ASSOC. v STEWART
529875 MATTER OF CARRIE v CARA
530001 MATTER OF CASTRO v BAYBRENT CONST. CORP.
110554 PEOPLE v ALAJHED CARL
110555 PEOPLE v ALAJAHED J. CARL
528402 MATTER OF TAMIKA B. v BRANDON D.
110006 PEOPLE v RODNEY R. DAVIS
530366 MATTER OF PIATTI v DiNAPOLI
530186 MATTER OF TURNER v NEW YORK STATE DEPT. OF CORRECTIONS