

*State of New York  
Supreme Court, Appellate Division  
Third Judicial Department*

DL-May-19

---

**MATTERS DISMISSED  
PURSUANT TO  
22 NYCRR 1250.10 (a)**

---

Dismissal List: May 2019

The following matters have been dismissed pursuant to section 1250.10 (a) of the Practice Rules of the Appellate Division and section 850.10 of the Rules of Practice of the Appellate Division, Third Department:

<u>Appeal No.</u>	<u>Index /Docket No.</u>	<u>Dismissal Date</u>
527063	<b>MATTER OF WEAVER v COOPER INDUSTRIES</b> WCBd No.: G075 8597	5/1/2019
528378	<b>NOLAN v NOLAN</b> Index No.:MAT2015-0434	5/1/2019
527913	<b>PEOPLE ex rel BEVERLY v RUSSO</b> Index No.: WR-0012-2018	5/2/2019
527937	<b>MATTER OF GORTON v GORTON</b> Docket No.: F-00131-18 FF: 12467	5/2/2019
528127	<b>MATTER OF WHITE v GRAHAM</b> Index No.: 3488-18	5/6/2019
528194	<b>MATTER OF COOPER v SCHNEIDERMAN</b> Index No.: 0796-18	5/6/2019
528708	<b>KAPEK v VILLAGE OF MONTICELLO</b> Index No.: 1121-2017	5/6/2019
528728	<b>GRAHAM v STATE OF NEW YORK</b> Claim No.: 129322	5/6/2019
527796	<b>TOWN OF QUEENSBURY v COUGHTRY</b> Index No.: 64200	5/6/2019
527820	<b>RIZZO-PIATKOWSKI v PARKLAND AMBULANCE SERVICE</b> Index No.: 2017-2709	5/6/2019

\*\*\* REVISED February 2, 2022

527869	<b>BABCOCK v NORTH PLANK DEVELOPMENT CO.</b> Index No.: 683-16	5/6/2019
527909	<b>CARVALHO v CARVALHO</b> Index No.: 2011-0953	5/6/2019
528072	<b>MATTER OF BLAND v RONCO COMMUNICATIONS</b> WCBd No.: 8080 7153	5/6/2019
528551	<b>SEN v TWIN TECHNOLOGIES</b> Index No.: 900545/2015	5/6/2019
528709	<b>PROTOPAPAS v STATE OF NEW YORK</b> Index No.: L-00087-	5/7/2019
527889	<b>MATTER OF MAISONETTE v OFFICE OF VICTIM SERVICES</b> Index No.: 2797-18	5/8/2019
527931	<b>MATTER OF HENRY v BELL</b> Docket No.: F-04242-17/17A FF: 43710	5/8/2019
528565	<b>KOMANICKY v HANZES</b> Index No.: 2017-1868	5/8/2019
528686	<b>PEOPLE ex rel. WHITE v SPITZ</b> Index No.: 18-0576	5/9/2019
527945	<b>MATTER OF ERNEST NN. v NICOLE NN.</b> Docket No.: V-2357-18; 18/18A FF: 21781	5/13/2019
527876	<b>AUGHTRY v STATE OF NEW YORK</b> Claim No.: 131055	5/13/2019
528357	<b>COMANDO v ELLENVILLE REGIONAL HOSP.</b> Index No.: 2017-1558	5/13/2019
528748	<b>MATTER OF MARSHALL v PORT AUTH. OF NY &amp; NJ</b> WCBd No.: G139 2172	5/13/2019
527946	<b>MATTER OF SAGE B.</b> Docket Nos.: NN-00167,166,165,164-18 FF: 10802	5/14/2019
527879	<b>DANNI v DANNI</b> Index No.: MAT2016-398	5/15/2019
528266	<b>MATTER OF BRIYLNN S.</b> Docket Nos.: NN-01358,59-18 FF: 25184	5/15/2019
528320	<b>INLAND MORTGAGE CAPITAL CORPORATION v ASLANSAN</b> Index No.: 20181689	5/15/2019
528362	<b>MATTER OF STEPHANIE R. v WALTER Q.</b> Docket No.: O-466-17 FF: 11276	5/15/2019

<b>527905</b>	<b>MATTER OF TRUE N. TROY PREP CHARTER SCH v LANGINGBURGH CSD</b> Index No.: 901270-18	<b>5/19/2019</b>
<b>527956</b>	<b>MATTER OF MOLLICA v RIPPEY</b> Docket No.: G-00633-18	<b>5/19/2019</b>
<b>528351</b>	<b>MEADE-PRICE AMERICAN LEGION v CAMPBELL</b> Index No.: 2016-132	<b>5/19/2019</b>
<b>527928</b>	<b>PHH MORTGAGE CORPRATION v DAKIN</b> Index No.: 2016-630	<b>5/20/2019</b>
<b>528085</b>	<b>HEANEY v McCULLEN</b> Index Nos.: 2016341 and 2017248	<b>5/20/2019</b>
<b>528169</b>	<b>EASTWOOD v STATE OF NEW YORK</b> Claim No.: 122300	<b>5/20/2019</b>
<b>528182</b>	<b>KEVIN BUSHEY v PENNY BUSHEY</b> Index No.: 2018-1166	<b>5/20/2019</b>
<b>528756</b>	<b>MATTER OF TIMMONS v ISABELLA GERIATRIC CENTER</b> WCBd No.: 0083 1870	<b>5/20/2019</b>
<b>527942</b>	<b>MATTER OF TRISTAN H. [RACHAEL K.]</b> Docket Nos.: B-00351-18 FF:1145	<b>5/21/2019</b>
<b>527943</b>	<b>MATTER OF TRISTAN H. [JAMES H.]</b> Docket Nos.: B-00351-18 FF:1145	<b>5/21/2019</b>
<b>527944</b>	<b>MATTER OF BRIANNA G. [RACHAEL K.]</b> Docket Nos.: B-00350-18 FF: 1145	<b>5/21/2019</b>
<b>527947</b>	<b>MATTER OF JESSIE v PENNY</b> Docket Nos.: V-02988-16-16/17D;V-02989-16; V-02989-16/17D FF:39745	<b>5/21/2019</b>
<b>527950</b>	<b>MATTER OF PATROLMEN'S BENEVOLENT ASSOC v PERB</b> Index No.: 904303-18	<b>5/21/2019</b>
<b>528986</b>	<b>MATTHEWS v STATE OF NEW YORK</b> Claim No.: 127039	<b>5/21/2019</b>
<b>528003</b>	<b>MATTER OF RUECKERT v SPORTMAN</b> Docket Nos.: 5876-10/18F FF:32686	<b>5/23/2019</b>
<b>528049</b>	<b>MWANIKA v J.M. MURRAY CENTER, INC.</b> Indx No.: 18-584	<b>5/24/2019</b>
<b>528126</b>	<b>MATTER OF NELSON v STANFORD</b> Index No.: 8240-17	<b>5/24/2019</b>

<b>527998</b>	<b>MATTER OF ANNE MM. v VASLIK NN.</b> Docket Nos.: V-00183,184-18 FF: 27337	<b>5/26/2019</b>
<b>528005</b>	<b>MATTER OF HARMON v SCOTT</b> Docket Nos.: V-00470,471,499,500-18 FF:9680	<b>5/26/2019</b>
<b>528123</b>	<b>MATTER OF GARCIA v MAHER</b> Index No. 6617-17	<b>5/26/2019</b>
<b>527457</b>	<b>MATTER OF STEPHANIE J. v RICHARD K.</b> Docket Nos.: V-01608-13/17H,13/17I, V-010608-17/17J, V-01608-17/17K	<b>5/27/2019</b>
<b>527949</b>	<b>LARKIN v EMERY</b> Index No.: 2018-501	<b>5/27/2019</b>
<b>528007</b>	<b>NEWTON v NEWTON</b> Index No.: 2017-235	<b>5/27/2019</b>
<b>528012</b>	<b>MATTER OF KYLE QQ. v THEA RR.</b> Docket Nos.: V-05793,94-14/18B FF:39628	<b>5/27/2019</b>
<b>528985</b>	<b>SCOTT v STATE OF NEW YORK</b> Claim No.: 131508	<b>5/27/2019</b>
<b>527954</b>	<b>MATTER OF TOUGAS v ROCK</b> Docket Nos.: O-00785-18 FF:12136	<b>5/28/2019</b>
<b>528083</b>	<b>QUAIL v MOHAWK INDUS WERKS</b> Index No.: 723/15T	<b>5/28/2019</b>
<b>527927</b>	<b>WELLNER v WELLNER</b> Index No.: 4782-12	<b>5/29/2019</b>
<b>527991</b>	<b>SARATOGA MODULAR CONSTR MGMT, LLC v HABER</b> Index No.: 2013-4050	<b>5/30/2019</b>
<b>528040</b>	<b>JACKSON v STATE OF NEW YORK</b> Claim No.: 129390 Motion Nos: M-92324; CM 92388	<b>5/30/2019</b>

**Additions:**

<b>527888</b>	<b>MATTER OF H'SHAKA v KIRKPATRICK</b> Index No.: 2017-1922	<b>5/1/2019</b>
<b>527940</b>	<b>MATTER OF HINES v KEYSER</b> Index No.: 1318-2018	<b>5/1/2019</b>
<b>527892</b>	<b>MATTER OF JOHNSON V DOCCS</b> Index No.: 3627-18	<b>5/9/2019</b>
<b>525895</b>	<b>PEOPLE ex rel. GREFER v FRANK</b> Index No.: 150422	<b>5/13/2019</b>

<b>528014</b>	<b>MATTER OF JOYNER v ANNUCCI</b> Index No.: 4384-18	<b>5/27/2019</b>
<b>528020</b>	<b>MATTR OF DIAZ v VENETTOZZI</b> Index No.: 3630-18	<b>5/30/2019</b>
<b>526887</b>	<b>MATTER OF DOCKERY v ANNUCCI</b> Index No.: 18-1466	<b>5/31/2019</b>

**\*\*\* REVISED February 2, 2022**