

TENTATIVE

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

SESSION CALENDAR FOR TUESDAY, NOVEMBER 12, 2019

1:00 P.M. SESSION

GA E LY A

BENCH POSITION: AARONS, J., EGAN JR., J., GARRY, P.J., LYNCH, 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)	528273	<b>MATTER OF BEER v TOWN OF NEW PALTZ</b> <b>Appellant</b> - Marty I. Rosenbaum, Esq. (Ingrid Beer) <b>Respondent</b> - Joseph M. Moriello, Esq. DiStasi, Moriello & Murphy (Town of New Paltz, et al.)	10 05
(2)	528254	<b>MILLER v CITY OF ITHACA</b> <b>Appellant</b> - Paul E. Wagner, Esq. Stokes Wagner, ALC (City of Ithaca) <b>Respondent</b> - A.J. Bosman, Esq. Bosman Law Firm, LLP (Christopher Miller)	10 10
(3)	528348	<b>McCARTHY v KERRIGAN</b> <b>Appellant</b> - James M. Skelly, Esq. Marks, O'Neill, O'Brien, Doherty & Kelly, P.C. (Nathan Wittkop) <b>Respondent</b> - Timothy Brennan, Esq. Phelan, Phelan & Danek, LLP (Brian R. Kerrigan, M.D.)	10 10
(4)	528925	<b>MATTER OF LANE v DiNAPOLI</b> <b>Petitioner</b> - Richard C. Hand, Esq. (Robert T. Lane) <b>Respondent</b> - Kate H. Nepveu, Esq. AG Letitia James (Thomas P. DiNapoli et al.)	10 05

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Calendar No.	Case No.	Title	Time Allocated
(5)	528559	<b>WELLS FARGO BANK v PORTU</b> <i>Appellant</i> - Christian Fletcher, Esq. Hogan Lovells US LLP (Wells Fargo Bank) <i>Respondent</i> - John P. Kingsley, Esq. John P. Kingsley, P.C. (Valerie Portu)	10    10
(6)	526764	<b>MATTER OF HEATHER NN. v VINNETTE OO.</b> <i>Appellant/Respondent</i> - Tauseef S. Ahmed, Esq. Tully Rinckey PLLC (Vinnette OO.) <i>Respondent/Appellant</i> - Heather Kelly [Pro se] (Heather NN.) - Larisa Obolensky, Esq. [Attorney for Child]	10    10  10
(7)	528403	<b>STATE OF NEW YORK v C and J ENTERPRISES</b> <i>Appellant</i> - Kevin Young, Esq. Young Sommer LLC (C&J Enterprises et al.) <i>Respondent</i> - Morgan Costello, Esq. AG Letitia James (State of New York, et al.)	10    10
(8)	109330	<b>PEOPLE v ROEGESTER GRAYS</b> <i>Appellant</i> - Eric K. Schillinger, Esq. (Roegester Grays) <i>Respondent</i> - John C. Tunney, Esq.	10   SUB
(9)	109960	<b>PEOPLE v SULEIMAN BADMAXX</b>	SUB
(10)	528732	<b>MATTER OF SEALES v EASTERN CONCRETE CUTTING CORP.</b>	SUB

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Calendar No.	Case No.	Title	Time Allocated
(11)	527533	MATTER OF MONICA F. v ROBERT G.	SUB
(12)	528553	MATTER OF MICHAEL JENSEN	SUB