

TENTATIVE

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

SESSION CALENDAR FOR WEDNESDAY, SEPTEMBER 4, 2019

1:00 P.M. SESSION

E C L D A P R

BENCH POSITION: AARONS, J., CLARK, J., EGAN JR., J.P., DEVINE, J., PRITZKER, 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)	528195	<b>GAINES MARINA &amp; SERVICES v CMS MARINE STORAGE</b> <b>Appellant - Robert R. Laywer, III, Esq.</b> Fischer Bessette et al. (CMS Marine Storage et al.) <b>Respondent - Nicholas J. Faso, Esq.</b> Cullen & Dykman, LLP (Gaines Marina & Services)	10 10
(2)	108929	<b>PEOPLE v CHRISTOPHER URTZ</b> <b>Appellant - Michael C. Howard, Esq.</b> Dominic J. Cornelius, Columbia County Public Defender (Christopher Urtz) <b>Respondent - James A. Carlucci, Esq.</b> Paul Czajka, Columbia County District Attorney	10 10
(3)	527353	<b>HERBOLD v LABARRE</b> <b>Appellant - Mark Schneider, Esq.</b> Schneider & Palcsik (Paul Herbold III) <b>Respondent - Robert R. Lawyer, III, Esq.</b> Fischer Bessette et al (Lawrence Labarre, Jr.)	10 10
(4)	527777	<b>EWERS v FEHR BROS. INDUSTRIES</b> <b>Appellant - Stephen J. Cassels, Esq.</b> Varvaro, Cotter & Bender (Fehr Bros. Industries, Inc.) <b>Respondent - John G. Rusk, Esq.</b> Rusk, Waldin, Heppner et al. (Benjamin Ewers et al.)	10 10

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Calendar No.	Case No.	Title	Time Allocated
(5)	527142	<b>SOGHANALIAN v YOUNG</b> <i>Appellant</i> - JoAnn Soghanalian [Pro se] <i>Respondent</i> - Philip J. Artz, Esq. McDonough & Artz PC (John W. Young, Esq. et al.)	10 10
(6)	527230	<b>WELLS FARGO BANK v SCHUBNEL</b> <i>Appellant</i> - Christian Fletcher, Esq. Hogan Lovells US LLP (Wells Fargo Bank N.A.) <i>Respondent</i> - Debra J. Willsey, Esq. The Legal Project (Sharon A. Harris)	10 10
(7)	527412	<b>MATTER OF LUMPKINS v ANNUCCI</b> <i>Appellant</i> - Todd Lumpkins - [Pro se] <i>Respondent</i> - Frank Brady, Esq. AG Letitia James	SUB 05
(8)	525347	<b>MATTER OF JAMISON v WATSON</b>	SUB
(9)	526283B/ 526285B	<b>MATTER OF ULSTER COUNTY SUPPORT COLLECTION UNIT v MCMANUS</b>	SUB
(10)	526822	<b>MATTER OF BEDFORD v SEELEY</b>	SUB
(11)	528489	<b>MATTER OF CZECHOWSKI v MCS REMEDIAL SERVICES</b>	SUB
(12)	528134	<b>MATTER OF MAVRIGIANNAKIS v NOMURA SECURITIES INTERNATIONAL</b>	SUB
(13)	526200	<b>FLOWERS v STATE OF NEW YORK</b>	SUB

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Calendar No.	Case No.	Title	Time Allocated
(14)	527435	MATTER OF WALSH v NEW YORK STATE & LOCAL EMPLS. RETIREMENT SYS.	SUB
(15)	526505	MATTER OF DAMASCUS LL. v JANELLE MM.	SUB