

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

SESSION CALENDAR FOR TUESDAY, MARCH 22, 2022

1:00 P.M. SESSION

LY CL RE CO MS

BENCH POSITION: COLANGELO, J., CLARK, J., LYNCH, J.P., REYNOLDS FITZGERALD, J., MCSHAN, 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)	533284	<b>WILLIAMS v SCAFIDI</b> <i>Appellant</i> - Alan J. Pierce, Esq. Hancock Estabrook (Phyllis Scafidi) <i>Respondent</i> - Daniel S.L. Rubin, Esq. Girvin and Ferlazzo (Wendell C. Williams)	10  10
(2)	533600	<b>WOOD v BAKER BROTHERS EXCAVATING</b> <i>Appellant</i> - Evan M. Foulke, Esq. Dennis Kenny Law (Clifford Wood) <i>Respondent</i> - Shawn T. Nash, Esq. Law Office of Randolph Belkin (Baker Brothers Excavating, et al.)	10  10
(3)	533064	<b>MATTER OF ALLIANCE MASONRY CORP. and CORNING HOSP.</b>	SUB
(4)	533802	<b>MATTER OF AARON MANOR REHABILITATION AND NURSING CNTR. v ZUCKER</b> <i>Appellant/Respondent</i> - Kate H. Nepveu, Esq. AG Letitia James (Howard A. Zucker, et al.) <i>Respondent/Appellant</i> - F. Paul Greene, Esq. Harter Secrest & Emery LLP (Aaron Manor Rehabilitation and Nursing Center, et al.)	10  10

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Calendar No.	Case No.	Title	Time Allocated
(5)	533134	<b>FISCHELLA v SAINT LUKE'S CORNWELL HOSP.</b> <i>Appellant</i> - Veronica A. McMillan, Esq. Arciero McMillan & Burgess, PC (St. Luke's Cornwall Hospital) <i>Respondent</i> -David L. Steinberg, Esq. McCabe, Coleman et al. (Michael Fischella)	10 10
(6)		<b>REMOVED</b>	
(7)	109808	<b>PEOPLE v JAINANINE KATOOM</b>	SUB
(8)	533453	<b>MATTER OF DAVID J. EISENBERG</b> <i>Appellant</i> - Robert Horton, Esq. Bass, Berry & Smims, PLLC (Censeo Health, LLC) <i>Respondent</i> - Mary Hughes, Esq. AG Letitia James (Commissioner of Labor)	10 10
(9)	112193	<b>PEOPLE v ABDALLAH ELAWAR</b>	SUB
(10)	533529	<b>MATTER OF MARY AA. v LONNIE BB.</b>	SUB
(11)	532816	<b>MATTER OF BUTLER v THE TRUSTEFORTE CORP.</b>	SUB
(12)	528032	<b>MATTER OF LUCKS v VOLT INFO. SCI</b>	SUB
(13)	533860	<b>MATTER OF WATERS V NEW YORK CITY TRANSIT AUTH.</b>	SUB
(14)	532844	<b>MATTER OF RELAY EXPRESS INC.</b>	SUB
(15)	533409	<b>MATTER OF NELSON RUIZ CRUZ</b>	SUB