

TENTATIVE

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

SESSION CALENDAR FOR TUESDAY, MAY 31, 2022

1:00 P.M. SESSION

GA E CL A MS

BENCH POSITION: AARONS, J., EGAN JR., J., GARRY, P.J., CLARK, 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)	533206	RIVERKEEPER v NEW YORK STATE DEPT. OF ENVTL. CONSERVATION Appellant - Todd D. Ommen, Esq. (Riverkeeper, Inc.) Respondent - Elizabeth A. Brody, Esq. AG Letitia James (New York State Department of Environmental Conservation)	10 10
(2)	533244	MATTER OF BARNES ROAD AREA NEIGHBORHOOD ASSOC. v PLANNING BD. OF THE TOWN OF SAND LAKE Appellant - Andrew W. Gilchrist, Esq. Gilchrist Tingley, P.C. (Kenneth Bailey) Appellant - Scott J. Ely, Esq. Ely Law, PLLC (Planning Board) Respondent - Phillip H. Dixon, Esq. Law Office of Phillip H. Dixon (Barnes Roads Area, et al.)	10 10 10
(3)	111718	PEOPLE v YASIF SIMS Appellant - Noreen McCarthy, Esq. [Assigned] (Yasif Sims) Respondent - James F. Gibbons, Esq. AG Letitia James	10 5
(4)	112298	PEOPLE v DENNIS REESE Appellant - Eric M. Galarneau, Esq. [Assigned] (Dennis Reese) Respondent - Joan Gudesblatt Lamb, Esq.	10 SUB

TENTATIVE

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

SESSION CALENDAR FOR TUESDAY, MAY 31, 2022

1:00 P.M. SESSION

GA E CL A MS

BENCH POSITION: AARONS, J., EGAN JR., J., GARRY, P.J., CLARK, 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
(5)	534003	LIBERMAN v INSTANTWHIP FOOD Appellant - Sean A. Tomko, Esq. Santacrose & Frary (Instantwhip Foods, et al.) Respondent - Thomas Welch, Esq. Stanley Law Offices, LLP (William J. Liberman)	10 10
(7)	533228	MATTER OF 61 CROWN STREET v NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERV. Appellant - Janis M. Gomez Anderson, Esq. Law Offices Of Rodenhausen Chale LLP (61 Crown Street, et al.) Respondent - Dustin J. Brockner, Esq. AG Letitia James (New York State Office of Parks, Recreation and Historic Preservation) Respondent - Michael A. Moriello, Esq. Riseley and Moriello, PLLC (JM Dev. Group, et al.) Respondent - Barbara Graves-Poller, Esq. Kingston Corporation Counsel (City of Kingston)	10 5 5 5
(8)	533508	NAZARRO v SALVATORE Appellant - William H. Baaki, Esq. O'Connor, O'Connor, Bresee & First, P.C. (Anthony Salvatore) Respondent - James T. Towne, Jr., Esq. The Towne Law Firm, P.C. (Frank A. Nazzaro, Jr.)	10 10

TENTATIVE

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

SESSION CALENDAR FOR TUESDAY, MAY 31, 2022

1:00 P.M. SESSION

GA E CL A MS

BENCH POSITION: AARONS, J., EGAN JR., J., GARRY, P.J., CLARK, 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
(9)	111722	PEOPLE v LAMONT BRYANT <i>Appellant</i> - James Bartosik, Esq. Stephen W. Herrick, Albany County Public Defender (Lamont Bryant) <i>Respondent</i> - Vincent Stark, Esq. P. David Soares, Albany County District Attorney	10 10
(6)	111707	PEOPLE v MESHAM. TAYLOR <i>Appellant</i> - Kathryn Friedman, Esq.* [Assigned] (Mesham. Taylor) <i>Respondent</i> - Benjamin Holwitt, Esq. Michael A. Korchak, Broome County District Attorney	<u>Remote</u> 5 5
(10)	111779	PEOPLE v PAUL HARRIS	SUB
(11)	534137	MATTER OF BENJAMIN V. v SHANTIKA W.	SUB
(12)	533496	MATTER OF KATIE R. v PETER Q.	SUB
(13)	111179	PEOPLE V NATHANIEL GREENE	SUB
(14)	532612	MATTER OF O'DONNELL v UNIVERSITY OF ROCHESTER	SUB
(15)	533068	MATTER OF DIAMOND v WARREN COUNTY SHERIFF'S OFFICE	SUB