



*State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
P.O. Box 7288, Capital Station  
Albany, NY 12224-0288*

*Robert D. Mayberger  
Clerk of the Court*

*(518) 471-4777  
fax (518) 471-4750  
<http://www.nycourts.gov/ad3>*

## **MAY 2023 Term Calendar**

This is a TENTATIVE calendar of argued and submitted cases. For those cases being argued, the listing below is intended to indicate only the date and time argument has been scheduled to occur and not the sequence in which the cases will be called. An updated Session Calendar, indicating the Justices sitting for a particular session, the attorneys arguing, and the time allowed for each argument, will be posted on the Appellate Division, Third Department website ([www.nycourts.gov/ad3](http://www.nycourts.gov/ad3)) one week prior to the beginning of the term. The Court's policy requires notice of any calendar changes at least 24 hours prior to argument and your failure to abide by this policy could result in the imposition of costs. Please be advised the Court's arguments are streamed live via the Court's website.

**WEDNESDAY, MAY 31, 2023**

**10:30 AM SESSION**

## **WASHINGTON COUNTY COURTHOUSE**

### **To Be Argued:**

534258	McGOVERN v McGOVERN
113274	PEOPLE v LISA LYNN STEVENS
535998	ROTE v SNYDER
111855	PEOPLE v WILFREDO COTTO JR.
534910	MATTER OF ZACHARY L.

### **To Be Submitted:**

113067	PEOPLE v ELISHA E. MERRITT
112978	PEOPLE v STEVEN M. KILGORE
112979	
534619	MATTER OF BRIAN VV. v HEATHER WW.
535631	MATTER OF MARY N. v SCOTT M.
112416	PEOPLE v WILBERT DUNBAR
CR-22-1951	



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**THURSDAY, JUNE 1, 2023  
01:00 PM SESSION**

**To Be Argued:**

110611	PEOPLE v ANDRELL LEPPANEN
535338	MATTER OF THE ESTATE OF KAREN SOVOCOL
529666	MATTER OF ROSALYNNE AA. (BRIDGET AA.-THOMAS BB.)
531998	
535178	McCARTHY v KERRIGAN
536119	MASTBETH v SHIEL
CV-22-2237	MATTER OF LAWYERS FOR CHILDREN v NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES
535544	MATTER OF BROOKS v NEW YORK STATE DEPT. OF CORRECTIONS AND COMMUNITY SUPERVISION
535336	THE BANK OF NEW YORK MELLON v VAIANA
110858	PEOPLE v JASON BERMUDEZ

**To Be Submitted:**

535066	MATTER OF JOHN V. SLEZAK
535174	MATTER OF NINA TT. (JIMMY P.)
CV-22-2078	MATTER OF BUTLER v MILLER
535098	MATTER OF ATTREED v FIVE STAR ELECTRIC CORP.
535539	MATTER OF SAKANOVIC v UTICA MUTUAL INS CO
113600	PEOPLE v TYLER L. WHITE



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**MONDAY, JUNE 5, 2023  
01:00 PM SESSION**

**To Be Argued:**

111777	PEOPLE v CHRISTOPHER A. HEBERT
534432	SILLS v THE MOORINGS PROPERTY, LLC
534947	MATTER OF GILIO v NEW YORK STATE EDUC. DEPT.
112239	PEOPLE v SEAN LUNDY
534775	MCQUILLAN v STATE OF NEW YORK
536179	ALLEN v DELONG
536157	M.F. v ALBANY MEDICAL CENTER
CV-22-2293	MATTER OF FERRIS v GRASS
535614	WILMINGTON SAVINGS FUND SOCIETY v OPPITZ
110309	PEOPLE v KYLE E. WILCOX
112521	

**To Be Submitted:**

535092	MATTER OF GLENN ZZ. v PATRICIA A.
535069	MATTER OF QUINONES v MABSTOA
534849	MATTER OF PERRY v DOCCS CLINTON CORRECTIONAL FACILITY
535717	MATTER OF CAMPOS v AMERICAN ZURICH INS. CO.
113326	PEOPLE v QARAYONE LOMACK



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**TUESDAY, JUNE 6, 2023  
01:00 PM SESSION**

**To Be Argued:**

112140	PEOPLE v DAVID J. DECKER
534956	MATARAZZO v CHARLEE FAMILY CARE, INC.
112158	PEOPLE v NICKOLAS TORRES
535281	POLICE BENEVOLENT ASSOC. OF THE NEW YORK STATE TROOPERS, INC. v JAMES
534748	MATTER OF DARIA STAFFA BROSIUS v NYS BOARD OF LAW EXAMINERS
111840	PEOPLE v CARLA COLVIN
535157	LIBERTY MUTUAL INS. CO. v PMI NEWCO
111976	PEOPLE v ANDREW C. HADLOCK
535692	PELLETIER v MORGAN

**To Be Submitted:**

535204	MATTER OF RICHARD JJ. (JENNIFER II.)
535404	MATTER OF CRAIG K. v MICHELLE K.
535313	MATTER OF ANDRES RESTREPO (COMMISSIONER OF LABOR)
536154	MATTER OF HYACINTH LYNCH (COMMISSIONER OF LABOR)
533708	PEOPLE v JOSE ORTIZ (SORA)
112178	PEOPLE v WILLIS MCCALL



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**WEDNESDAY, JUNE 7, 2023  
01:00 PM SESSION**

**To Be Argued:**

112168 PEOPLE v PRINCE NJOKU  
533885 MATTER OF KALEB LL. (BRADLEY MM.-VALERIE LL.)  
534195  
534798 EASTERBROOKS v SCHENECTADY COUNTY  
534608 MATTER OF BROWN v NEW YORK CITY TRANSIT AUTH.  
535536 MATTER OF MATTHEWS v NEW YORK CITY TRANSIT AUTH.  
535458 MATTER OF DJANUZAKOV v MANHATTAN & BROX SURFACE TRANSIT  
OPERATING AUTH.  
CV-22-2361 MATTER OF JERRY P.  
535639 MATTER OF JOSHUA XX. v STEFANIA YY.  
534330 MATTER OF WILLOW K. (VICTORIA L.)

**To Be Submitted:**

534331 MATTER OF JOHN M. v TASHINA N.  
533497 MATTER OF SAMUEL S.  
535812 MATTER OF MILITANO v DiNAPOLI  
534427 MATTER OF ADDISON CC. (MANDY DD.)  
534564 MATTER OF LAUREN X. (DAUGHN X.)  
112843 PEOPLE v JOHN WELLS



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**THURSDAY, JUNE 8, 2023  
01:00 PM SESSION**

**To Be Argued:**

CV-22-2265	MATTER OF HOFFMANN v NEW YORK STATE INDEPENDENT REDISTRICTING COMMN.
110159	PEOPLE v MATTHEW GENTRY
534978	MATTER OF MARTINEZ v DINAPOLI
534872	MATTER OF GARNET HEALTH MED. CENTER-CATSKILLS v CENTER FOR DISCOVERY
535297	BISHOP v STATE OF NEW YORK
110950	PEOPLE v NOAH HUNTER
535222	VELOCITY INVESTMENTS, LLC v LYMON
111986	PEOPLE v MORGAN SHELDON
112088	PEOPLE v ULRICH ARLT
535246	DAVID S. MOORE v SCHULER-HAAS ELECTRIC CORP.
535403	

**To Be Submitted:**

CV-22-2062	MATTER OF VALVO v VALVO
536022	MATTER OF TASHAWN MM.
534739	MATTER OF PENA v CARDINAL MCCLOSKEY SCHOOL
533555	PEOPLE v MICHAEL SMALL (SORA)
111747	PEOPLE v CHANDRADAT PERSAUD