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**THE FOLLOWING MOTION ORDERS**  
**WERE ENTERED AND FILED ON**  
**OCTOBER 18, 2007**

Lippman, P.J., Andrias, Williams, Buckley, Malone, JJ.

M-4919 Einheber v Fine

Time to perfect appeal enlarged to the March 2008 Term.

Lippman, P.J., Andrias, Williams, Buckley, Malone, JJ.

M-5146 Volt Delta Resources LLC v Soleo Communications, Inc.

Time to perfect appeal and cross appeal enlarged to the March 2008 Term, as indicated.

Lippman, P.J., Andrias, Marlow, Buckley, Catterson, JJ.

M-4750 Sabghir v Benchemhoun

Enlargment of record on appeal denied. Appellant directed to file a record/appendix, as indicated.

Tom, J.P., Mazzarelli, Friedman, Sullivan, Nardelli, JJ.

M-4736 In the Matter of H., Jacob K.; M., Jahliek;  
H., Janiyah; L., Jaquae; L., Markeisha; M., Tyheem  
-- Administration for Children's Services

Appeal deemed withdrawn; counsel relieved.

Tom, J.P., Mazzarelli, Friedman, Sullivan, Nardelli, JJ.

M-4700 Bel Canto Society, Inc. v Whitehurst & Clark

M-4913 Book Fulfillment, Inc.

Time to perfect appeal enlarged to the February 2008 Term; appeal dismissed unless perfected for said Term, as indicated.

Tom, J.P., Mazzairelli, Friedman, Sullivan, Nardelli, JJ.

M-4875 Burr v Burr - Abrams

Stay granted on condition appellant Abrams posts undertaking and perfects appeal for the February 2008 Term, as indicated; motion otherwise denied.

Tom, J.P., Saxe, Nardelli, Sweeny, Catterson, JJ.

M-4621 Kufeld v Kufeld; Peskowitz v Kufeld

Stay granted on condition appeal perfected for the February 2008 Term, as indicated.

Tom, J.P., Saxe, Nardelli, Sweeny, Catterson, JJ.

M-4935 Hooters of Manhattan, Ltd. v 211 West 56 Associates

Stay granted.

Tom, J.P., Saxe, Nardelli, Sweeny, Catterson, JJ.

M-4866 Commercial Electrical Contractors, Inc. v Pavarini Construction Co., Inc.  
(And other actions)



Tom, J.P., Mazzairelli, Friedman, Sullivan, Nardelli, JJ.

M-4784 People v Perez, Ramon

Notice of appeal deemed timely filed; leave to prosecute appeal as a poor person granted, as indicated.

Tom, J.P., Mazzairelli, Friedman, Sullivan, Nardelli, JJ.

M-4598 In the Matter of M., Alyssa Ann; A., Christopher --  
Saint Dominic's Home

Transcription of minutes directed, as indicated.

Mazzairelli, J.P., Marlow, Sullivan, Gonzalez, McGuire, JJ.

M-4945 Aherne v The City of New York

Time to perfect appeal enlarged to the March 2008 Term.

Mazzairelli, J.P., Saxe, Friedman, Marlow, Williams, JJ.

M-4717 Briarwood v Coluccio

Leave to transfer action to this Court denied, without prejudice to defendant proceeding in Appellate Term, Supreme Court, First Judicial Department.

Andrias, J.P., Friedman, Williams, Buckley, Sweeny, JJ.

M-4620 In the Matter of Wooden v New York City Housing  
Authority

Enlargement of time to perfect appeal and other relief denied. Appeal dismissed.

Andrias, J.P., Friedman, Williams, Buckley, Sweeny, JJ.

M-4754 Charney v North Jersey Trading Corp.

Term. Time to perfect appeal enlarged to the February 2008

Andrias, J.P., Friedman, Williams, Buckley, Sweeny, JJ.

M-4792 Bowman v Beach Concerts Inc.

Term. Time to perfect appeal enlarged to the February 2008

Andrias, J.P., Buckley, Catterson, Malone, Kavanagh, JJ.

M-4382 On the Ave Owner, LLC, (as successor in interest  
M-4559 to 2170-2178 Broadway Owner, LLC) v Ross

Leave to appeal from the Appellate Term denied; interim relief afforded appellant by order of a Justice of this Court, dated August 17, 2007, vacated. Cross motion granted to the extent of amending caption, as indicated, and otherwise denied.

Andrias, J.P., Friedman, Williams, Buckley, Sweeny, JJ.

M-4656 People v Astwood, Jonathan

Leave to prosecute appeal as a poor person denied, with leave to renew, as indicated.

Andrias, J.P., Friedman, Williams, Buckley, Sweeny, JJ.

M-4663 People v Shuler, Raymond

Leave to prosecute appeal as a poor person denied, with leave to renew, as indicated.

Andrias, J.P., Sullivan, Williams, Sweeny, McGuire, JJ.

M-4174 People v Coffee, Doremus

Leave to prosecute appeal as a poor person denied, with leave to renew, as indicated.

Andrias, J.P., Saxe, Friedman, Nardelli, Malone, JJ.

M-3569 Inter Metal Fabricator Inc. v HRH Construction LLC

Reargument granted and upon reargument, the decision and order of this Court entered on June 14, 2007 (Appeal No. 1329), recalled and vacated and a new decision and order substituted therefor. (See Appeal No. 1329, decided simultaneously herewith.)

Andrias, J.P., Saxe, Marlow, Nardelli, Williams, JJ.

M-3038 Herman v Feinsmith - BBR WorldWide Transmission Parts Distributors, Inc.

Reargument denied.

Saxe, J.P., Marlow, Williams, Sweeny, Malone, JJ.

M-4924 Finn v Greenhill Development Co., Inc.

Stay of trial denied.

Saxe, J.P., Marlow, Williams, Sweeny, Malone, JJ.

M-4872 Lelek v Verizon New York, Inc.;  
Verizon New York, Inc. v LVI Services, Inc.

Appeal by third-party defendant deemed withdrawn.

Saxe, J.P., Marlow, Williams, Sweeny, Malone, JJ.

M-5083 In the Matter of Slutsker v Department of Education of

the City of New York

Time to perfect appeal enlarged to the March 2008 Term.

Saxe, J.P., Marlow, Sweeny, McGuire, Kavanagh, JJ.

M-4501 In the Matter of Abdelrehim v the City of New York  
(And other actions)

Time to perfect appeal(s) enlarged to the March 2008  
Term.

Saxe, J.P., Marlow, Williams, Sweeny, Malone, JJ.

M-4593 Commercial Service of Perry, Inc. v Permanent Foliage,  
Inc.

Leave to strike notice of appeal denied, with leave to  
renew, as indicated.

Saxe, J.P., Marlow, Sweeny, McGuire, Kavanagh, JJ.

M-4568 In the Matter of DeWitt v New York State Division of  
Human Rights

Leave to prosecute appeal as a poor person and other  
relief denied, as indicated.

Saxe, J.P., Marlow, Williams, Sweeny, Malone, JJ.

M-4896 People v Hill, Renata

Leave to prosecute appeal as a poor person granted, as  
indicated.

Saxe, J.P., Marlow, Sweeny, McGuire, Kavanagh, JJ.

M-3593 In the Matter of B., Roger Guerrero; B., Devon Monet;  
B., Douglass -- Abbott House

Leave to prosecute appeal as a poor person denied, as indicated.

Saxe, J.P., Marlow, Sweeny, McGuire, Kavanagh, JJ.

M-3736 People v Manchola, Jairo

Notice of appeal deemed timely filed; leave to prosecute appeal as a poor person denied, with leave to renew, as indicated.

Friedman, J.P., Gonzalez, Catterson, Malone, Kavanagh, JJ.

M-3525 People v Powell, Elbert

Leave to prosecute appeal as a poor person granted, as indicated.

Friedman, J.P., Gonzalez, Catterson, Malone, Kavanagh, JJ.

M-3677 In the Matter of V., Jonathan, also known as  
V., Johnathan

Leave to prosecute appeal as a poor person granted, as indicated; preference denied.

Sullivan, J.P., Williams, Sweeny, Catterson, Malone, JJ.

M-4296 Embraer Finance Ltd. v Servicios Aereos  
Profesionales, S.A.

Reargument or other relief denied; stay relief previously afforded defendant-respondent by order of a Justice of this Court dated August 13, 2007 continued, as indicated.

Nardelli, J.P., Gonzalez, Sweeny, McGuire, Kavanagh, JJ.

M-5054 Gryphon Domestic VI, LLC v Warner Mansion Fund

Time to perfect appeal enlarged to the April 2008 Term.

Nardelli, J.P., Gonzalez, Sweeny, McGuire, Kavanagh, JJ.

M-4840 People v Austin, Sean, also known as  
Auste, Sean

Leave to prosecute appeal as a poor person denied, with  
leave to renew, as indicated.

Nardelli, J.P., Gonzalez, Sweeny, McGuire, Kavanagh, JJ.

M-4781 In the Matter of L., Sherry v M., Neil

Stay/vacatur of temporary order of custody and  
visitation denied; appeal dismissed, as indicated.

Saxe, J.

M-4674 People v Jones, Damien

Leave to appeal to this Court granted, as indicated.

Sullivan, J.

M-4719 People v Abreu, Rene

Leave to appeal to this Court denied.

Sweeny, J.

M-3488 People v Taylor, Keith, also known as  
Tyler, Keith

Leave to appeal to this Court denied.

Sweeny, J.

M-4778 People v Pizarro, Jose

Leave to appeal to this Court denied.

Tom, J.P., Mazzairelli, Andrias, Williams, Buckley, JJ.

M-2803 In the Matter of Lloyd M. Berns  
(admitted as Lloyd Marshall Berns),  
an attorney and counselor-at-law:

Respondent's name stricken from the roll of attorneys  
and counselors-at-law in the State of New York, nunc pro tunc to  
December 19, 2006. Opinion Per Curiam. All concur.

Tom, J.P., Mazzairelli, Andrias, Williams, Buckley, JJ.

M-2784 In the Matter of Eugene Castro,  
an attorney and counselor-at-law:

Respondent's name stricken from the roll of attorneys  
and counselors-at-law in the State of New York, nunc pro tunc to  
December 19, 2006. Opinion Per Curiam. All concur.

**The Following Orders Were Entered And Filed On October 16, 2007:**

Lippman, P.J., Mazzairelli, Friedman, Marlow, Buckley, JJ.

M-5262 Morris v 702 East 5<sup>th</sup> Street Housing Development Fund  
Corp.

Appeal maintained on this Court's calendar for the  
December 2007 Term; respondent directed to serve their brief, as  
indicated.

Lippman, P.J., Mazzairelli, Friedman, Marlow, Buckley, JJ.

M-5225      Bachrow v Turner Construction Corporation  
                  (And a third-party action)  
                  - Crum & Foster Insurance Company

                  Leave to file amicus curiae brief granted, as  
indicated.

Tom, J.P., Saxe, Sullivan, Gonzalez, Sweeny, JJ.

M-5224      Price v New York City Board of Education, doing  
                  business as New York City Department of Education  
                  - United Federation of Teachers

                  Leave to file amicus curiae brief granted, as  
indicated.