

Calendar Summary Report - Motions Only**County:** Erie (Supreme and County) **Calendar Date:** 9/15/2022**Calendar:** Calendar - 9/15/2022 - Judge Panepinto**Finished Court Dates:** Excluded **Sorted By:** Short Title – Plaintiff**Results As Of:** Friday, September 2, 2022 at 12:47 PM

9:30 AM 15	ANDERSON, BOBBY et al (4 For Parties)	Represented by THE COPPOLA FIRM and 4 Others
	Vs.	
	THOMAS, ANGELIQUE M. et al (3 Against Parties)	Represented by Unrepresented
Index #: 809886/2022	Tort-Other-Defamation	Case Status: Active Open Motions: 1
Case Age: 14		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Injunction/Restraining Order
Motion Filed By: Lisa A. Coppola (Attorney)		
Purpose: Motion (1) - Order to Show Cause (Returnable)		
Public Remarks:		
Remarks:		
<u>Parties</u>	<u>Attorneys</u>	
BOBBY ANDERSON(Plt);F BITES GLOBAL, LLC(Plt);F BITES, INC. (Plt);HOGHOL, INC.(Plt)	THE COPPOLA FIRM;Coppola, Lisa A.;Gerken, William J.;Scharf, Jennifer Renee;THE COPPOLA FIRM	
ANGELIQUE M. THOMAS(D);JOHN RESTAINO(D);NOELLE DELZOPPO (D)	Unrepresented	
9:30 AM 13	Brachson LLC (1 For Party)	Represented by COLUCCI & GALLAHER, P.C. and 1 Other
	Vs.	
	Town of Clarence et al (5 Against Parties)	Represented by Unrepresented
Index #: 808197/2022	Tort-Other Negligence-disturb groundwater	Case Status: Active Open Motions: 1
Case Age: 44		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Leave to File
Motion Filed By: Paul G. Joyce (Attorney)		
Purpose: Motion (1) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks:		
<u>Parties</u>	<u>Attorneys</u>	
Brachson LLC(Plt)	COLUCCI & GALLAHER, P.C.;Joyce, Paul G.	
Town of Clarence(D);County of Erie(D);Kanaka Construction Management, LLC(D);Legacy Woods, LLC(D);Nidus Development LLC(D)	Unrepresented	
9:30 AM 8	C.A. Curtze Co./Specialty Steak Service (1 For Party)	Represented by RELIN GOLDSTEIN & CRANE LLP and 1 Other
	Vs.	
	Papa Jakes's Inc. et al (2 Against Parties)	Represented by Unrepresented
Index #: 806878/2019	Commercial-Contract	Case Status: Active Open Motions: 1
Case Age: 17		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Default
Motion Filed By: Joseph Michael Shur (Attorney)		
Purpose: Motion (1) - Notice of Motion		
Public Remarks: ON SUBMISSION		
Remarks:		
<u>Parties</u>	<u>Attorneys</u>	
C.A. Curtze Co./Specialty Steak Service(Plt)	RELIN GOLDSTEIN & CRANE LLP;Shur, Joseph Michael	
Papa Jakes's Inc.(D);Scott Leary(D)	Unrepresented	

9:30 AM	Destination WNY LLC et al (2 For Parties)	Represented by GIOIA & NEUROHR, PLLC and 1 Other
7	Vs.	
	SPoT North Tonawanda Inc. et al (7 Against Parties)	Represented by HARRIS BEACH PLLC and 3 Others
Index #: 805751/2022	Commercial-Contract-Commercial Division	Case Status: Active Open Motions: 1
Case Age: 42		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Dismiss
Motion Filed By: Brian Clinton Mahoney (Attorney)		
Purpose: Motion (1) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks: MOTION AT U.B. LAW SCHOOL		
<u>Parties</u>	<u>Attorneys</u>	
Destination WNY LLC(Plt);Ralph Dailey(Plt)	GIOIA & NEUROHR, PLLC;Neurohr, Alex Michael	
SPoT North Tonawanda Inc.(D);Brandon Sterner(D);John Doe(D);John Doe(D);John Lorenzo(D);RJ Stapell(D);SPoT Coffee International Inc.(D)	HARRIS BEACH PLLC;Feenan, Meaghan T.;Harris Beach PLLC;Mahoney, Brian Clinton	

9:30 AM	DISCOVER BANK (1 For Party)	Represented by ZWICKER & ASSOCIATES, P.C. and 5 Others
3	Vs.	
	BATEMAN, MICHAEL V (1 Against Party)	Represented by Greco, Louis Carl and 1 Other
Index #: 801721/2021	Other Matter-Other-Consumer Credit (Card) Original Creditor Plaintiff	Case Status: Active Open Motions: 1
Case Age: 43		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Summary
Motion Filed By: Stephanie Marie Maida (Attorney)		
Purpose: Motion (1) - Notice of Motion		
Public Remarks:		
Remarks: ON SUBMISSION		
<u>Parties</u>	<u>Attorneys</u>	
DISCOVER BANK(Plt)	ZWICKER & ASSOCIATES, P.C.;Deery, Elizabeth Emily;LAW OFFICE OF ELIZABETH E. DEERY, ESQ.;Maida, Stephanie Marie;Verhagen, Jason Peter;Zwicker & Associates, P.C.	
MICHAEL V BATEMAN(D)	Greco, Louis Carl;ROBERT S GITMEID & ASSO PLLC	

9:30 AM	FUSCO, AARON A (1 For Party)	Represented by JOHN J FROMEN, ATTORNEYS AT LAW, P.C. and 1 Other
6	Vs.	
	HANSEN, BRYAN T (1 Against Party)	Represented by BURGIO, CURVIN & BANKER and 1 Other
Index #: 804760/2022	Tort-Motor Vehicle	Case Status: Active Open Motions: 1
Case Age: 65		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Amend Caption/Pleadings
Motion Filed By: BURGIO, CURVIN & BANKER (Firm)		
Purpose: Motion (1) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks: AT U.B.		
<u>Parties</u>	<u>Attorneys</u>	
AARON A FUSCO(Plt)	JOHN J FROMEN, ATTORNEYS AT LAW, P.C.;Fromen Jr, John J	
BRYAN T HANSEN(D)	BURGIO, CURVIN & BANKER;Banker, Hilary C.	

9:30 AM 12	Gregory, Kirsten O. (1 For Party)	Represented by Bastible, Denis Joseph and 1 Other
	Vs.	
	Polidura, Raquel R. et al (2 Against Parties)	Represented by Law Office of Patrick Neglia and 1 Other
Index #: 807362/2019	Tort-Motor Vehicle	Case Status: Active Open Motions: 1
Case Age: 1033		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Summary
Motion Filed By: CELLINO LAW (Firm)		
Purpose: Motion (2) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks: AT U.B.		
<u>Parties</u>		<u>Attorneys</u>
Kirsten O. Gregory(Plt)		Bastible, Denis Joseph;CELLINO LAW
Raquel R. Polidura(D);Barry Applewhite(D)		Law Office of Patrick Neglia;Shannon, Richard A.

9:30 AM 2	HURLEY, PAIGE(1 For Party)	Represented by Cooke, Jesse John and 2 Others
	Vs.	
	BOWEN, RYAN et al (5 Against Parties)	Represented by Unrepresented and 5 Others
Index #: 801554/2018	Tort-Other Negligence-Negligent Supervision	Case Status: Active Open Motions: 1
Case Age: 1557		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Discovery
Motion Filed By: Rodger Pirnie Doyle Jr (Attorney)		
Purpose: Motion (7) - Order to Show Cause (Returnable)		
Public Remarks: IN PERSON		
Remarks: AT U.B.		
<u>Parties</u>		<u>Attorneys</u>
PAIGE HURLEY(Plt)		Cooke, Jesse John;COOKE DOYLE LLC;Doyle Jr, Rodger Pirnie
RYAN BOWEN(D);HERITAGE ADULT HOMES OF WESTERN NEW YORK INC.(D);JOHN DOE(D)		Unrepresented
COMMUNITY SERVICES FOR THE DEVELOPMENTALLY DISABLED INC.(D)		Daniels, Bryan James;Gioia, Michael Thomas;Ricotta, Kevin Alan;Ricotta, Mattrey, Callochia, Markel & Cassert
THE ARC ERIE COUNTY NEW YORK, FORMERLY HERITAGE CENTERS(D)		GOLDBERG SEGALLA, LLP

9:30 AM 22	JPMorgan Chase Bank, National Association (1 For Party)	Represented by SHAPIRO, DICARO & BARAK, LLP
	Vs.	
	Wagner, Marsha A. et al (1 Against Party)	Represented by Unrepresented
Index #: 816255/2019	Real Property-Mortgage Foreclosure-Residential	Case Status: Active Open Motions: 1
Case Age: 972		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Foreclosure & Sale
Motion Filed By: SHAPIRO, DICARO & BARAK, LLP (Firm)		
Purpose: Motion (2) - Notice of Motion		
Public Remarks:		
Remarks:		
<u>Parties</u>		<u>Attorneys</u>
JPMorgan Chase Bank, National Association(Plt)		SHAPIRO, DICARO & BARAK, LLP
Marsha A. Wagner(D)		Unrepresented

9:30 AM 21	LIBRERA, JOSEPH A (5 For Parties)	Represented by PAUL W BELTZ PC and 1 Other
	Vs.	
	SENECA CONSTRUCTION (5 Against Parties)	Represented by HARTER SECREST & EMERY LLP and 3 Others
Index #: 813877/2015	Tort-Other Negligence-Labor Law	Case Status: Active Open Motions: 2
Case Age: 2276		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Summary
Motion Filed By: SUGARMAN LAW FIRM, LLP (Firm)		
Purpose: Motion (3) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks: AT U.B. LAW SCHOOL		
<u>Parties</u>		<u>Attorneys</u>
JOSEPH A LIBRERA(Plt);MARY LIBRERA(Plt)		PAUL W BELTZ PC
SENECA CONSTRUCTION MANAGEMENT CORPORATION(D);SCMC, LLC(D)		HARTER SECREST & EMERY LLP
BUFFALO HOTEL SUPPLY COMPANY, INC.(D)		LAW OFFICES OF DESTIN C. SANTACROSE
Custom Sheet Metal Contracting, Inc.(3D)		DUKE, HOLZMAN, PHOTIADIS & GRESENS, LLP
D.V. BROWN & ASSOCIATES, INC.(3Plt);D.V. BROWN & ASSOCIATES, INC.(D)		SUGARMAN LAW FIRM, LLP;SUGARMAN LAW FIRM, LLP
D.V. BROWN, L.L.C.(3Plt);SENECA - DV BROWN L.L.C.(3Plt)		SUGARMAN LAW FIRM, LLP

9:30 AM 20	LIBRERA, JOSEPH A (5 For Parties)	Represented by PAUL W BELTZ PC and 1 Other
	Vs.	
	SENECA CONSTRUCTION (5 Against Parties)	Represented by HARTER SECREST & EMERY LLP and 3 Others
Index #: 813877/2015	Tort-Other Negligence-Labor Law	Case Status: Active Open Motions: 2
Case Age: 2276		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Summary
Motion Filed By: DUKE, HOLZMAN, PHOTIADIS & GRESENS, LLP (Firm)		
Purpose: Motion (2) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks: AT U.B.		
<u>Parties</u>		<u>Attorneys</u>
JOSEPH A LIBRERA(Plt);MARY LIBRERA(Plt)		PAUL W BELTZ PC
SENECA CONSTRUCTION MANAGEMENT CORPORATION(D);SCMC, LLC(D)		HARTER SECREST & EMERY LLP
BUFFALO HOTEL SUPPLY COMPANY, INC.(D)		LAW OFFICES OF DESTIN C. SANTACROSE
Custom Sheet Metal Contracting, Inc.(3D)		DUKE, HOLZMAN, PHOTIADIS & GRESENS, LLP
D.V. BROWN & ASSOCIATES, INC.(3Plt);D.V. BROWN & ASSOCIATES, INC.(D)		SUGARMAN LAW FIRM, LLP;SUGARMAN LAW FIRM, LLP
D.V. BROWN, L.L.C.(3Plt);SENECA - DV BROWN L.L.C.(3Plt)		SUGARMAN LAW FIRM, LLP

5	NEW CITY FUNDING CORP (1 For Party)	Represented by LACY KATZEN LLP and 1 Other
	Vs.	
	DREWS JR, DAVID (1 Against Party)	Represented by Unrepresented
Index #: 802936/2022	Other Matter-Other-Consumer Credit (Non-Card) Transaction	Case Status: Active Open Motions: 1
Case Age: 36		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Attorney - Fees
Motion Filed By: Mark Henry Stein (Attorney)		
Purpose: Motion (1) - Ex Parte		
Public Remarks:		
Remarks:		
<u>Parties</u>		<u>Attorneys</u>
NEW CITY FUNDING CORP(Plt)		LACY KATZEN LLP;Stein, Mark Henry

DAVID DREWS JR(D)		Unrepresented		
9:30 AM	Putnam Jr., Roger (1 For Party)	Represented by LIPSITZ, GREEN SCIME CAMBRIA, LLP and 2 Others		
9	Vs.			
	Nortek Security & Control LLC et al (2 Against Parties)	Represented by MACKENZIE HUGHES LLP and 3 Others		
Index #:	807137/2020	Tort-Products Liability-Strict Products Liability	Case Status: Active	Open Motions: 2
Case Age: 541				
Motion Judge: Nugent Panepinto, Catherine R.			Primary Relief: Discovery	
Motion Filed By: BARCLAY DAMON LLP (Firm)				
Purpose: Motion (1) - Notice of Motion				
Public Remarks: IN PERSON				
Remarks: DEF: CONNECT AMERICA.COM AT U.B.				
Parties		Attorneys		
Roger Putnam Jr.(Plt)		LIPSITZ, GREEN SCIME CAMBRIA, LLP;Scime, James Thomas;Wischerath, Melissa Dorothy		
Nortek Security & Control LLC(D)		MACKENZIE HUGHES LLP;Davie, Stephen S.		
Connect America.com, LLC(D)		Altieri, Ryan Christian;BARCLAY DAMON LLP		
9:30 AM	Putnam Jr., Roger (1 For Party)	Represented by LIPSITZ, GREEN SCIME CAMBRIA, LLP and 2 Others		
10	Vs.			
	Nortek Security & Control LLC et al (2 Against Parties)	Represented by MACKENZIE HUGHES LLP and 3 Others		
Index #:	807137/2020	Tort-Products Liability-Strict Products Liability	Case Status: Active	Open Motions: 2
Case Age: 541				
Motion Judge: Nugent Panepinto, Catherine R.			Primary Relief: Discovery	
Motion Filed By: MACKENZIE HUGHES LLP (Firm)				
Purpose: Motion (2) - Notice of Motion				
Public Remarks: IN PERSON				
Remarks: DEF: NORTEK SECURITY & CONTROL LLC AT U.B.				
Parties		Attorneys		
Roger Putnam Jr.(Plt)		LIPSITZ, GREEN SCIME CAMBRIA, LLP;Scime, James Thomas;Wischerath, Melissa Dorothy		
Nortek Security & Control LLC(D)		MACKENZIE HUGHES LLP;Davie, Stephen S.		
Connect America.com, LLC(D)		Altieri, Ryan Christian;BARCLAY DAMON LLP		
11	Riverside Federal Credit Union (1 For Party)	Represented by ILECKI & OSTROWSKI, LLP and 2 Others		
	Vs.			
	JMAII AKA LAGODA, DIANA (1 Against Party)	Represented by Unrepresented		
Index #:	807143/2021	Other Matter-Other-Consumer Credit (Non-Card) Transaction	Case Status: Active	Open Motions: 1
Case Age: 38				
Motion Judge: Nugent Panepinto, Catherine R.			Primary Relief: Judgment - Default	
Motion Filed By: William Ilecki (Attorney)				
Purpose: Motion (1) - Ex Parte				
Public Remarks:				
Remarks:				
Parties		Attorneys		
Riverside Federal Credit Union(Plt)		ILECKI & OSTROWSKI, LLP;Ilecki, William;Ostrowski, Melissa		
DIANA JMAII(D)		Unrepresented		

16	Riverside Federal Credit Union (1 For Party)	Represented by ILECKI & OSTROWSKI, LLP and 1 Other
	Vs.	
	SLOMA, SCOTT D. (1 Against Party)	Represented by Unrepresented
Index #: 810965/2021	Other Matter-Other-Consumer Credit (Non-Card) Transaction	Case Status: Active Open Motions: 1
Case Age: 35		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Judgment - Default
Motion Filed By: William Ilecki (Attorney)		
Purpose: Motion (1) - Ex Parte		
Public Remarks:		
Remarks:		
	<u>Parties</u>	<u>Attorneys</u>
	Riverside Federal Credit Union(Plt)	ILECKI & OSTROWSKI, LLP;Ilecki, William
	SCOTT D. SLOMA(D)	Unrepresented

9:30 AM	SPoT North Tonawanda Inc. (2 For Parties)	Represented by HARRIS BEACH PLLC and 3 Others
1	Vs.	
	WebsterNT LLC (7 Against Parties)	Represented by GIOIA & NEUROHR, PLLC and 2 Others
Index #: 801077/2022	Commercial-Contract	Case Status: Active Open Motions: 1
Case Age: 198		
Motion Judge: Nugent Panepinto, Catherine R.		Primary Relief: Dismiss
Motion Filed By: HARRIS BEACH PLLC (Firm)		
Purpose: Motion (2) - Notice of Motion		
Public Remarks: IN PERSON		
Remarks: AT U.B. LAW SCHOOL		
	<u>Parties</u>	<u>Attorneys</u>
	SPoT North Tonawanda Inc.(Plt)	HARRIS BEACH PLLC;Mahoney, Brian Clinton
	WebsterNT LLC(D);WebsterNT LLC(3Plt)	GIOIA & NEUROHR, PLLC;GIOIA & NEUROHR, PLLC;Neurohr, Alex Michael;Neurohr, Alex Michael
	Brandon Sterner(3D);John Doe 1(3D);John Doe 2(3D);John Lorenzo (3D);RJ Stapell(3D);Spot Coffee International Inc(3D)	