

Dutchess County Bar Association

JUDICIAL SCREENING QUESTIONNAIRE

1. Full Name: Francesca E. Connolly
2. Identify the Court or public office and, where applicable, Judicial Department, Judicial District, County, or Court District for which you are a candidate and state whether you are a candidate for election or for appointment: New York State Supreme Court, 9th Judicial District. I am running for re-election in the general election to be held on November 7, 2023.
3. List the Political party or parties which are supporting your candidacy, or of which you are seeking nomination: Democrat and Conservative parties.
4. List in reverse chronological order all employment and periods of unemployment since graduation from law school. (If law school attendance did not commence within a few months following completion of undergraduate course study, list also all employment and periods of unemployment between college and law school.) Continue on additional page, if necessary. You may also attach a resume or CV.

Name of Employer	City and State	Dates of Employment (Month /Year)	Job Title
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See attached resume.

12. Have you ever been issued a license, other than a marriage license, license to practice law, license as a notary public or a driver's license? No If yes, please describe the license, and list the dates of its initial issuance and its last renewal:

(b) Has any license, including a license to practice law, a license as a notary public, or a driver's license, ever been revoked or suspended? Yes If yes, please describe the circumstances: I did not maintain the registration requirements to practice law in the State of New Jersey, so my license was administratively revoked on 09/26/05. This is not a status based on discipline.

13. College and professional schools (other than law schools) attended:

School	Major/Course of Study	Dates Attended	Date of Graduation
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State University of New York at Albany Social Studies Education/Sociology 08/76 to 06/79 06/79

16. Law Schools attended:

School	Location	Dates Attended	Date of Graduation
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Pace University School of Law (now Haub School of Law) White Plains, NY 08/79 to 06/82 06/82

(d) FOR ATTORNEYS: Have you complied with all registration requirements for lawyers, including Continuing Legal Education, in the State of New York and any other jurisdiction in which you are licensed to practice law? Yes No If no, please describe the circumstances:

FOR JUDGES: Have you attended the mandatory Judicial Ethics Training courses offered at the Judicial Institute? Yes If yes, please provide dates and location of all such courses attended. 2023 Judicial Campaign Ethics Training Program completed on-line 02/01/23.

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If no, please provide the dates and location of any such courses for which you are registered in the future.

18. State all courts in which you are admitted or have ever been admitted to practice, together with dates of admission:

- (a) New York (give Judicial Department): Second Department Date of Admission: 02/83
(b) New Jersey

Dates of Admission:
06/83 to

(b) All other Federal and State Courts:

(ii): SDNY 03/83

(iii): EDNY 03/83

(iv): DNJ 06/83

(v): Second Circuit Court of Appeals 07/83

(vi): Supreme Court of the United States 11/90

19. State all areas of law in which you have concentrated or have had substantial experience for any sustained period of time: As a Justice Presiding at the Appellate Division, Second Department, we hear a wide variety of cases, including criminal, family, matrimonial, commercial, personal injury, medical malpractice, insurance coverage, worksite safety under the New York Labor Law, labor and employment, zoning and land use, foreclosure, and condemnation. I also have 25 years of experience as a civil litigator in state and federal courts, litigating all types of high exposure liability cases, focusing on worksite safety cases under the Labor Law, insurance coverage, premises and products liability, errors and omissions on behalf of insurance agents and brokers, professional liability, complex property damage claims, and civil rights litigation.

20. Are you a member of any bar association or professional organization? Yes If yes, please give the following information for each such association or organization:

Name of Association	Dates of Membership	Committee Service
Association of NYS Supreme Court Justices	2015 to present	Treasurer and Director Emeritus
Westchester County Bar Association	approximately 2007 to present	Member
Westchester Women's Bar Association	approximately 2007 to present	Sustaining Member
Society of Irish American Lawyers	2019 to present	Secretary and founding member
Justice Brandeis Westchester Law Society	approximately 2010 to present	Member
Westchester County Magistrates Association	2007 to 2009	Secretary and Treasurer

38. Describe any community activities in which you have engaged: Open Arms for Refugees (2022 to present); Society of St. Vincent DePaul (2013 to 2017); Ossining Youth Court Advisory Board (2009 to 2011); Ossining Youth Hockey Association (founding member 1995 to 1996); Team Westchester Hockey Association (President/founding member 1996 to 2001).

39. Have you written articles for publication? No If yes, please give the name and date of the publication and the title of each article:

40. Have you had any teaching experience, including serving as a presenter for Continuing Legal Education programs, in law or related fields? Yes If yes, please describe: See attached.

41. Have your qualifications for public office previously been reviewed by any bar or other professional association? Yes If yes, please identify the organization, state the date of the review, and detail all findings by the organization: See attached.

Attach the following to this questionnaire.

FOR ATTORNEYS:

1. A list of the last ten trials or appeals in which you have actively and substantially participated in. Please include the title of the case, the index or docket number and the court in which the case was heard and a brief description of the case.

FOR JUDGES:

1. A list of the last ten opinions, trials or appeals. Please include a citation for each (if published) or a brief description of the nature of the case (if not published).

FOR ALL CANDIDATES

Please specify any additional information which is reasonable to expect the Committee would want to know when it considers your qualifications for the office you seek.

It has been an honor and a privilege to serve the people of the State of New York as a trial level Supreme Court Justice and now as a member of the Constitutional Bench of the Appellate Division, Second Department. The Second Department is considered to be among the busiest appellate courts in the nation. I am proud of the work that we do on our court serving the litigants of the ten counties that comprise our Department. I hold myself to the highest professional standards, and consider myself earnest, hard-working, and collegial. I believe that I have made a significant impact on the jurisprudence of our court and have earned the respect of my colleagues on the bench. I am keenly aware of the affect that judicial decisions have on the everyday lives of people. As a former litigator and now judge, I understand the importance of well-reasoned judicial decisions that articulate clear principles of law for the bench and bar to follow. I believe that, through my opinions and decision-making on both the trial and appellate levels, I have earned the respect of the bar and hope to continue my service.

I acknowledge by my signature that the answers I have given are true and complete and recognize my continuing obligation during the evaluation process to correct and supplement my answers in order to ensure that they remain true and complete.

James E. Conolly

Signature

09/17/2023

Date

HON. FRANCESCA E. CONNOLLY

Associate Justice, Appellate Division of the NYS Supreme Court, Second Judicial Department

Grand Street Plaza, 140 Grand Street, 7th floor • White Plains, New York 10601

(914) 824-5411 - chambers phone • (914) 469-8885 - cell phone

fconnolly@nycourts.gov

PROFESSIONAL EXPERIENCE

Judicial and Professional Ratings:

- Nominated by the NYS Commission on Judicial Nomination (1 of 7 nominees) to fill a vacancy on the NYS Court of Appeals, October 2021
- Rated “Well Qualified” to serve as Associate Judge of the NYS Court of Appeals by the NYS Commission on Judicial Nomination, October 14, 2021
- Rated “Highly Qualified” to serve as Presiding Justice of the Appellate Division, Second Department, by the NYS Judicial Screening Committee, October 2017, December 2020
- Rated “Highly Qualified” to serve as Associate Justice of the Appellate Division, Second Department, by the NYS Judicial Screening Committee, October 2011
- Rated “Highly Qualified” to serve as NYS Supreme Court Justice by the NYS Judicial Screening Committee, 2009
- Rated “Well Qualified” to serve as NYS Supreme Court Justice by the Westchester County Bar Association, Westchester Women’s Bar Association, Orange County Bar Association, Orange and Sullivan Counties Women’s Bar Association, Dutchess County Bar Association, 2009
- Rated *AV Preeminent*® by Martindale-Hubbell (highest rating given to practicing attorneys by peers and the judiciary for legal expertise and professional standards of conduct and expertise)

Judicial Service:

- Associate Justice, Appellate Division of the NYS Supreme Court, Second Judicial Department, Appointed by Governor Andrew Cuomo, February 23, 2016 to present.
- Member of the Constitutional Bench, Appellate Division of the NYS Supreme Court, Second Judicial Department, Appointed by Governor Kathy Hochul, January 1, 2022 to present.
- Associate Justice, Appellate Term of the NYS Supreme Court, Second Judicial Department, Ninth and Tenth Judicial Districts. Appointed by Chief Administrative Judge A. Gail Prudenti, December 9, 2014 to February 22, 2016.
- Justice, NYS Supreme Court, Ninth Judicial District, August 10, 2009 - December 31, 2023. Nominated by Governor David Paterson on June 15, 2009 and confirmed by the Senate on July 15, 2009 to fill an interim vacancy on the court for a term to expire on December 31, 2009. Elected to a 14-year term, commencing on January 1, 2010 and expiring on December 31, 2023.
 - Individual Assignment Part, Westchester County Supreme Court-Civil, January 1, 2013 to February 22, 2016-presided over all types of civil cases.
 - Compliance Conference Part, Westchester County Supreme Part, October 2011 to February 22, 2016.
 - Environmental Claims Part, Ninth Judicial District, September 1, 2014 to February 22, 2016.
 - Supervising Judge of the Matrimonial Part, Westchester County Supreme Court, January 1, 2011 to December 31, 2012 (appointed by Administrative Judge of the 9th J.D.)
- Town Justice, Town of Ossining, January 1, 2006 to July 15, 2009 (elected to four-year term)
- Acting City Court Judge, Mt. Vernon and Yonkers, 2009 (appointed by Administrative Judge of the 9th J.D.)
- Acting Village Justice, Village of Ossining, 2008 (appointed by Administrative Judge of the 9th J.D.)

Elective Office and Community Service:

- Deputy Town Supervisor, Town of Ossining, January 1, 2003 to December 31, 2005 (appointed by Town Supervisor)
- Town Council Member, Town of Ossining, January 1, 2000 to December 31, 2005 (elected twice to four-year terms)
- Town Planning Board Member, Town of Ossining, January 1, 1997 to December 31, 1999 (appointed by Town Board)
- Ossining PTA Council President, 1997 to 1998 (elected by PTA Council)
- Ossining PTA Council Third Vice-President, 1998 to 1999 (elected by PTA Council)

Professional Experience:

- **Malapero & Prisco LLP**, New York, NY
Member, July 2003 to July 2009
- **Gallina & Connolly**, White Plains, NY
Trial Counsel, April 1989 to July 2003
- **MacCartney, MacCartney, Kerrigan & MacCartney**, Nyack, NY
Associate Attorney, August 1985 to April 1989

Twenty-five years experience (from 1985 to 2009) as a civil litigation attorney in state and federal courts, with significant jury trial and appellate experience, including oral arguments before the NYS Court of Appeals and First, Second, and Third Departments of the Appellate Division. Specialty in litigating all types of high exposure liability cases, including construction cases under the Labor Law on behalf of owners and major contractors; World Trade Center Disaster Litigation; insurance coverage litigation; premises and products liability; errors and omissions actions on behalf of insurance agents and brokers; professional liability actions; complex property damage claims; and civil rights litigation.

- **New York City Department of Probation, Office of the General Counsel**, New York, NY
Assistant General Counsel, August 1982 to July 1983, August 1984 to August 1985
Law Intern, June 1980 to August 1982

Developed, implemented, and managed the newly formed Violation of Probation Enforcement Unit in Queens County and established a system to process and prosecute violations of probation in Criminal and Supreme Court. Researched and wrote legal memoranda for litigation and policy statements relating to probation practice in Criminal and Family Court; prepared and processed agency contracts; implemented new legislation and policy; drafted legislation, guidelines, and rules and regulations; represented management in labor disputes.

- **Family Court of the State of New York**, Queens County, NY
Law Assistant to the Deputy Administrative Judge, July 1983 to August 1984

Responsibilities included drafting judicial decisions; conducting settlement conferences in support and custody matters; assisting judges in the courtroom; and various administrative duties.

EDUCATION

Pace University School of Law, White Plains, NY

Attended August 1979 to June 1982

Juris Doctor, June 1982

Honors and Activities: 1981 Advanced Moot Court Competition Final Round Winner and Best Oral Argument; 1981 to 1982 National Moot Court Competition Team; 1982 American Bar Association/ Law Student Division Silver Key Award for Exemplary Service; 1981 to 1982 Second Circuit Lieutenant Governor of the American Bar Association/Law Student Division; 1980 to 1981 American Bar Association Representative for Pace University School of Law; 1981 Regional Administrator of the Jessup International Moot Court Competition

State University of New York at Albany, Albany, New York

Attended August 1976 to June 1979 (three years)

BA, *magna cum laude*, Social Studies Education/Sociology, June 1979

BAR ADMISSIONS

State:

- New York, Second Department, February 1983
- New Jersey, June 1983 to 2005

Federal:

- Supreme Court of the United States, November 1990
- Southern District of New York and Eastern District of New York, March 1983
- District of New Jersey, June 1983
- Second Circuit Court of Appeals, July 1983

CIVIC ACTIVITIES AND AWARDS

Awards:

- Dr. Martin Luther King, Jr., Peace Award, Sing Sing Correctional Officers, 2010
- Fordham Preparatory School Hockey Hall of Fame, 2010
- Governor of the Year Award, Long Island Hockey League, 1999

Activities:

- Open Arms for Refugees, volunteer, 2021 to present
- Society of St. Vincent de Paul, St. Augustine's Parish Conference, Board Member, 2013 to 2017
- Ossining Youth Court Advisory Board, 2009 to 2011
- Ossining Youth Hockey Association Founding Member
- Team Westchester Hockey Association President/Founding Member, 1996 to 2001
- Jesse Collyer Baseball League of Ossining Coach, 1992 to 1994
- Country Meadows at Ossining Homeowners' Association President, 1987 to 1990

PROFESSIONAL ACTIVITIES AND HONORS

Honors/Appointments/Interviews:

- Women's History Month Honoree, Ninth Judicial District, March 26, 2019
- Second Judicial Department Oversight Committee for Assigned Counsel Plan and 18-b, 2018 to 2019
- Westchester Women's Bar Association Newsletter, Interview of the Month, *An Interview with the Honorable Francesca E. Connolly*, September 2018
- Pace Law School Alumni Highlight, December 2016
- Honoree, Brehon Law Society of Westchester County, March 7, 2013
- Co-Chair, Access to Justice Task Force, Sub-Committee on Divorce, 2012 to 2013

Teaching Programs:

- Lecturer, *How to Avoid Reversals: Tips from the Appellate Divisions*, Association of Justices of the Supreme Court of the State of New York, Fall Conference, September 14, 2022.
- Lecturer, *A Virtual Evening with the Appellate Division Justices*, Westchester County Bar Association, Appellate Practice Committee, Rockland County Bar Association, June 14, 2022
- Lecturer, *How to Avoid Reversals: Tips from the Appellate Divisions*, Association of Justices of the Supreme Court of the State of New York, Fall Conference, October 6, 2021.
- Lecturer, *A Virtual Evening with the Appellate Division Justices*, Westchester County Bar Association, Appellate Practice Committee, June 2, 2021
- Lecturer, *2021 Bootcamp for Trial Lawyers*, New York State Trial Lawyers Institute, May 6, 2021
- Lecturer, *An Evening with the Appellate Division Justices*, Westchester County Bar Association, Appellate Practice Committee, June 5, 2019
- Lecturer, *2019 Bootcamp for Trial Lawyers*, New York State Trial Lawyers Institute, May 28, 2019
- Lecturer, 2018 Judicial Summer Seminar, *The Appellate Division: Case Studies From the Departments*, New York State Judicial Institute, July 17, 2018
- Lecturer, 2018 Judicial Summer Seminar, *Writing Workshop, Parts 1 & 2*, July 18, 2018, New York State Judicial Institute
- Lecturer, *2018 Bootcamp for Trial Lawyers*, New York State Trial Lawyers Institute, May 31, 2018
- Lecturer, *CPLR Update*, Westchester Black Bar Association, March 1, 2018
- Lecturer, *Appellate Practice*, Westchester Women's Bar Association, Elizabeth Haub School of Law, February 14, 2018
- Lecturer, *CPLR Update*, New York State Academy of Trial Lawyers, Fordham University, Westchester Campus, January 31, 2018
- Lecturer, *Appellate Practice*, Columbian Lawyers Association of the First Judicial Department, November 1, 2017
- Lecturer, *Environmental Program for Judicial Delegation from the Higher People's Court of Chongqing, China*, New York State Supreme Court, Ninth Judicial District, September 5, 2017
- Lecturer, *An Evening with the Justices of the Appellate Division, Second Department*, Westchester County Bar Association, June 21, 2017
- Lecturer, 2017 Judicial Summer Seminars, *CPLR Update*, New York State Judicial Institute, June 19, 2017

- Lecturer, *Bootcamp for the Seasoned Attorney: A Clinical Course in Advanced Trial Tactics*, New York State Trial Lawyers Association, May 24, 2017
- Lecturer, *CPLR Update*, New York State Academy of Trial Lawyers, Fordham University, Westchester Campus, April 4, 2017
- Lecturer, 2016 New Judges Seminar, *Taking Control: Calendar and Courtroom Management*, New York State Judicial Institute, June 29, 2016
- Lecturer, *CPLR Update*, Westchester County Bar Association, May 19, 2014; White Plains Bar Association, March 6, 2014; Mt Vernon Bar Association June 17, 2014
- Lecturer, *Recognition of Foreign Divorce Decrees and Enforcement of Foreign Support Orders*, American Academy of Matrimonial Lawyers June Retreat, June 29, 2013
- Lecturer, 2013, 2012, and 2011 New Judges Seminar, *Matrimonial Basics for New Judges*, New York State Judicial Institute, January 4, 2013, January 5, 2012, and January 5, 2011
- Lecturer, *ABC's of Matrimonial Law*, Pace Women's Justice Center, June 21, 2012
- Lecturer, *Interplay Between Family Court and Supreme Court in Family and Matrimonial Cases*, Westchester County Bar Association, Family and Domestic Relations Law Section, June 5, 2012
- Lecturer, *How to Do Your Part to Make the Matrimonial Part Run Smoothly*, Westchester Women's Bar Association, Matrimonial and Families, Children & the Court Sections, May 15, 2012
- Lecturer and Moot Court Judge, *Pre-Trial Litigation Simulation*, Pace University School of Law, December 5, 2011
- Lecturer, *Recent Developments in Matrimonial Law*, Ninth Judicial District Committee to Promote Gender Fairness in the Courts, September 13, 2011
- Lecturer, *A View From the Bench in Matrimonial Cases*, Pace University School of Law Matrimonial Practice, June 29, 2011
- Lecturer, *Appearing Before the Matrimonial Bench in Westchester, Do's and Don'ts*, Westchester County Bar Association, Family and Domestic Relations Law Section, March 30, 2011
- Lecturer, *Judicial Ethics-Winding Down Your Law Practice*, New York State Judicial Institute, November 29, 2010
- Panelist, *"Speak Out" with Assemblywoman Sandy Galef—Local Court Consolidation*, February 4, 2010
- Lecturer, *Small Claims*, Continuing Judicial Education, New York State Judicial Institute
- Lecturer, *Building and Demolishing a Construction Accident Case*, Association of the Bar of the City of New York, October 4, 2004
- Lecturer, *Civil Practice-Taking Depositions*, Pace University School of Law, April 22, 1998

Associations:

- Association of Justices of the Supreme Court of the State of New York, Director Emeritus (2020 to present, Treasurer, 2015 to 2020)
- Society of Irish American Lawyers, Membership Secretary, 2019 to present
- White Plains Bar Association, Director, 2013 to 2020
- Westchester County Bar Association, Member
- Westchester Women's Bar Association, Sustaining Member
- Justice Brandeis Westchester Law Society, Member
- Westchester County Magistrates Association, Secretary and Treasurer, 2007 to 2009

PUBLISHED DECISIONS

Official Reports:

1. *Margaret A. v Shawn B.*, 31 Misc 3d 769 (Sup Ct Westchester Co 2011).
2. *Gaetano D. v Antoinette D.*, 37 Misc 3d 990 (Sup Ct Westchester Co 2012).
3. *S.B. v W.A.*, 38 Misc 3d 780 (Sup Ct Westchester Co 2012), *aff'd* *Badawi v Alesawy*, 135 AD3d 792 (2d Dept 2016).
4. *In re Aerco Intern, Inc.*, 40 Misc 3d 571 (Sup Ct Westchester Co 2013).
5. *Matter of Michael Rotanelli v Westchester County Board of Elections*, 41 Misc 3d 254 (Sup Ct Westchester Co 2013), *aff'd* 109 AD3d 562 (2d Dept 2013).
6. *HSBC Bank, USA v SSSR, Inc.*, 41 Misc 3d 863 (Sup Ct Westchester Co 2013).
7. *Rye Police Association v Chittenden*, 43 Misc 3d 471 (Sup Ct Westchester Co 2014).
8. *JP Morgan Chase Bank, N.A. v Casanova*, 43 Misc 3d 582 (Sup Ct Westchester Co 2014).
9. *Scott v City of New Rochelle*, 44 Misc 3d 366 (Sup Ct Westchester Co 2014).
10. *Wells Fargo Bank, NA v Gonsalves*, 44 Misc 3d 531 (Sup Ct Westchester Co 2014).
11. *Bibbins v Sayegh*, 46 Misc 3d 519 (Sup Ct Westchester Co 2014).
12. *Palm v Tuckahoe Union Free Sch. Dist.*, 46 Misc 3d 358 (Sup Ct Westchester Co 2014).
13. *Edwards ex rel. Edwards v City of Mount Vernon*, 46 Misc 3d 435 (Sup Ct Westchester Co 2014).
14. *Coscia v ElJamal*, 48 Misc 3d 361 (Sup Ct Westchester Co 2015).
15. *Toll Land V Ltd. Partnership v Planning Bd. of Village of Tarrytown*, 49 Misc 3d 662 (Sup Ct Westchester Co 2015).
16. *Mazzella v Bedford Cent. School Dist.*, 49 Misc 3d 675 (Sup Ct. Westchester Co. 2015).
17. *Commandeer Realty Associates, Inc. v Allegro*, 49 Misc 3d 891 (Sup Ct Orange Co 2015).
18. *Hahn v Hager*, 153 AD3d 105 (2d Dept 2017).
19. *Weisberger v Weisberger*, 154 AD3d 41 (2d Dept 2017).
20. *Philius v City of New York*, 161 AD3d 787 (2d Dept 2018, Connolly, J., concurring).

21. *159 MP Corp. v Redbridge Bedford, LLC*, 160 AD3d 176 (2d Dept 2018, Connolly, J., dissenting), *aff'd* 33 NY3d 353 (2019), *overturned due to legislative action*, New York Real Property Law §235-h.
22. *Skura v Wojtlowski*, 165 AD3d 1196 (2d Dept 2018, Connolly, J., dissenting).
23. *Matter of Sierra Club v Martens*, 158 AD3d 169 (2d Dept 2018).
24. *Evans v New York City Transit Authority*, 179 AD3d 105 (2019).
25. *Ferncliff Cemetery Association v Town of Greenburgh*, 184 AD3d 95 (2d Dept 2020).
26. *Matter of NY Times Co. v Dist. Attorney of Kings County*, 179 AD3d 115 (2d Dept 2019).
27. *Yassin v Blackman*, 188 AD3d 62 (2d Dept 2020).
28. *Mtr of B.Z. Chiropractic, P.C. v Allstate Insurance Company*, 2019-04454 (2d Dept 2021, Connolly, J., dissenting).
29. *People v Mortel*, 2017-01003 (2d Dept 2021, Connolly, J., dissenting).
30. *Pitt v Feagles*, 202 AD3d 109 (2d Dept 2021).
31. *People v Witherspoon*, 211 AD3d 108 (2d Dept 2022).
32. *P.S. Finance v Eureka Woodworks, Inc.*, 2023 WL2000727, __ AD3d __, (2d 2023).

On-Line Publications:

1. *Sultanik v Byrd*, 15 Misc 3d 1141(A) (Ossining Just Ct 2007).
2. *People v Masullo*, 16 Misc 3d 1105(A) (Ossining Just Ct 2007).
3. *People v Mangano*, 17 Misc 3d 1110(A) (Ossining Just Ct 2007).
4. *Jewel of Asia v Unique Affairs at Mansion Hill Corp.*, 18 Misc 3d 1110(A) (Ossining Just Ct 2007).
5. *Carter v Gilbert*, 18 Misc 3d 1112(A) (Ossining Just Ct 2008).
6. *Rodman v Ardsley Radiology Group*, 25 Misc 3d 1234(A) (Sup Ct Westchester Co 2009), *rev'd* 80 AD3d 598 (2d Dept 2011).
7. *P.D. v L.D.*, 28 Misc 3d 1232(A) (Sup Ct Westchester Co 2010).
8. *E.A. v R.A.*, 28 Misc 3d 1232(A) (Sup Ct Westchester Co 2010).

9. *F.L. v R.L.*, 30 Misc 3d 1204(A) (Sup Ct Westchester Co 2010).
10. *P.C. v K.C.*, 32 Misc 3d 1207(A) (Sup Ct Westchester Co 2011).
11. *D.W. v R.W.*, 34 Misc 3d 1222(A) (Sup Ct Westchester Co 2012), *aff'd Weissman v Weissman*, 116 AD3d 848 (2d Dept 2014).
12. *Jessamy v Doran Group*, 36 Misc 3d 1220(A) (Sup Ct Westchester Co 2012).
13. *Herrick v Statewide Abstract Corp.*, 38 Misc 3d 1219(A) (Sup Ct Westchester Co 2013).
14. *Alfano v LC Main, LLC*, 38 Misc 3d 1233(A) (Sup Ct Westchester Co 2013).
15. *11 South Laundry, Inc. v MCD Assets, LLC*, 39 Misc 3d 1218(A) (Sup Ct Westchester Co 2013).
16. *Linsalata v Berry*, 39 Misc 3d 1207(A) (Sup Ct Westchester Co 2013).
17. *Rajic v Faust*, 39 Misc 3d 1234(A) (Sup Ct. Westchester Co 2013).
18. *Jeffries v Willow Woodworking, Inc.*, 40 Misc 3d 1205(A) (Sup Ct Westchester Co 2013).
19. *Karathanasis v Eastchester Union Free School District*, 40 Misc 3d 1217(A) (Sup Ct Westchester Co 2013), *aff'd* 119 AD3d 904 (2d Dept 2014) .
20. *Alissa S. v Manhattanville College*, 40 Misc 3d 1224(A) (Sup Ct Westchester Co 2013).
21. *Nationwide Insurance Company v Castile Oil Corp.*, 40 Misc 3d 1238(A) (Sup Ct Westchester Co 2013).
22. *Batra v Electronic Land Services, Inc.*, 41 Misc 3d 1211 (A) (Sup Ct Westchester Co 2013), *aff'd*, 136 AD3d 723 (2d dept 2016).
24. *Splash, LLC v Shullman Family Limited Partnership*, 41 Misc 3d 1217(A) (Sup Ct Westchester Co 2013).
25. *Smith Cairns Subaru, Inc. v Subaru Distributor Corp.*, 41 Misc 3d 1222(A) (Sup Ct Westchester Co 2013).
26. *George A. Fuller Company, Inc. v T & H Brokers, Inc.*, 41 Misc 3d 1224(A) (Sup Ct Westchester Co 2013).
27. *Crestwood Loft Partners, LLC v Crestwood Station Plaza, LLC*, 41 Misc 3d 1238(A) (Sup Ct Westchester Co 2013).
28. *T10 Funding v Chavez*, 41 Misc 3d 1238(A) (Sup Ct Westchester Co 2013).

29. *Petrillo Stone Corp. v QBE Ins. Corp.*, 42 Misc 3d 1207(A) (Sup Ct Westchester Co 2014).
30. *Armonk Snack Mart, Inc. v Robert Porpora Realty Corp.*, 42 Misc 3d 1208(A) (Sup Ct Westchester Co 2014).
31. *International Business Machines Corporation v Thomas Simonson*, 42 Misc 3d 1229(A) (Sup Ct Westchester Co 2014).
32. *Young v Savage*, 43 Misc 3d 1202 (A) (Sup Ct Westchester Co 2014).
33. *Madsen v Westchester County Clerk*, 43 Misc 3d 1217(A) (Sup Ct Westchester Co 2014).
34. *Marquez v L & M Dev. Partners*, 43 Misc 3d 1220 (A) (Sup Ct Westchester Co 2014).
35. *US Bank Nat. Ass'n. v Zeidman*, 43 Misc 3d 1228 (A) (Sup Ct Westchester Co 2014).
36. *Bank of America v Brooks*, 43 Misc 3d 1234 (A) (Sup Ct Westchester Co 2014).
37. *DTM Development, Ltd. v Yorktown Cent. School Dist.*, 44 Misc 3d 1210 (A) (Sup Ct Westchester Co 2014).
38. *Martinez v 1955 Central Ave. Realty Corp.*, 45 Misc 3d 1223 (A) (Sup Ct Westchester Co 2014).
39. *Prieto v Simone*, 46 Misc 3d 1202 (A) (Sup Ct Westchester Co 2014).
40. *Lagman v Overhead Door Corp.*, 46 Misc 3d 1208 (A) (Sup Ct Westchester Co 2012).
41. *Dancy v Panos*, 46 Misc 3d 1209 (A) (Sup Ct Dutchess Co 2014).
42. *McCrary v Cedar Manor Realty, LLC*, 46 Misc 3d 1213 (A) (Sup Ct Westchester Co 2015).
43. *Blanc Holdings LLC v Midollo*, 48 Misc 3d 1212 (A) (Sup Ct Westchester Co 2015).
44. *Village of South Blooming Gove v Village of Kiryas Joel Bd. Of Trustees*, 49 Misc 3d 1212 (A) (Sup Ct Orange Co 2015).

Noteworthy Cases:

1. *Matter of Commandeer Realty Assoc. Inc. v Allegro*, 49 Misc 3d 891, 893 (Sup Ct, Orange County 2015).
 - Joel Stashenko, *First-Filed Annexation Request By Kiryas Joel Gets Legal Priority*, The New York Law Journal (August 24, 2015)
2. *Matter of Vil. of S. Blooming Grove v Vil. of Kiryas Joel Bd. of Trustees*, 49 Misc 3d 1212[A], 2015 NY Slip Op 51602[U] [Sup Ct, Orange County 2015]).
 - Chris McKenna, *Decision expected on Kiryas Joel annexation vote by Friday*, Times-Herald Record (November 5, 2015), available at:

<https://www.recordonline.com/article/20151105/NEWS/151109599/-1/ARCHIVE>

3. *Weisberger v Weisberger*, 154 AD3d 41 (2d Dept 2017).
 - Sharon Otterman, *When Living Your Truth Can Mean Losing Your Children*, The New York Times (May 25, 2018), available at: <https://www.nytimes.com/2018/05/25/nyregion/orthodox-jewish-divorce-custody-ny.html>
 - Jess Cagle, *Ex-Hasidic Women Shares Her Coming Out Story — and How She Won Back Custody of Her Kids*, People Magazine (March 07, 2018), available at: <https://people.com/movies/watch-ex-hasidic-womens-journey-coming-out/>
 - Dorie Lewak, *I nearly lost custody of my children because I'm gay*, The New York Post (December 27, 2017), available at: <https://nypost.com/2017/12/27/i-nearly-lost-custody-of-my-children-because-im-gay/>
 - *For Those Trying To Leave Ultra-Orthodox Communities, Courts Can Play Major Role*, wbur.com, available at: <https://www.wbur.org/hereandnow/2018/06/13/leaving-ultra-orthodox-community>
 - Elica Zadeh, *Contracts and the Constitution in Conflict: Why Judicial Deference to Religious Upbringing Clauses Infringes on the First Amendment*, 47 Pepp. L. Rev. 777 (2020)
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4. *Philius v City of New York*, 161 AD3d 787 (2d Dept 2018, Connolly, J., concurring).
 - Robert S. Kelner And Gail S. Kelner, *Play Ball, but Beware the Cracks*, The New York Law Journal (September 25, 2018)
 - Matthew D. Holmes, & Edward J. Thater, *Tort Law*, 69 Syracuse L. Rev. 971 (2019)
5. *People v Maiwandi*, 170 AD3d 750, 750 (2d Dept 2019).
 - Colby Hamilton, *Observers Say Repeated Reversals of One Queens Judge Reveal Unfair, Insular Culture*, The New York Law Journal (May 13, 2019)
6. *159 MP Corp. v Redbridge Bedford, LLC*, 160 AD3d 176 (2d Dept 2018, Connolly, J., dissenting), *aff'd* 33 NY3d 353 (2019), *overturned due to legislative action*, New York Real Property Law §235-h.
 - Dani Schwartz, *So Long, 'Yellowstone' Injunction Waivers? Not So Fast ...*, The New York Law Journal (January 24, 2020)
 - Howard A. Levine, *'159 MP Corp.': Grateful That Majority Rejected Dissent's Radical Approach*, Law 360 (September 06, 2019), available at: <https://www.law.com/newyorklawjournal/2019/09/06/159-mp-corp-gratitude-for-majority-rejecting-dissent-radical-approach/>
7. *People v Churaman*, 184 AD3d 852 (2d Dept 2020).
 - Molly Crane-Newman, *Queens teen murder convict wins new trial after appeals judges raise fear of false confession*, The Daily News (June 25, 2020), available at:

<https://www.nydailynews.com/new-york/queens/ny-queens-judge-reverses-verdict-decision-20200625-4t2ti-g2khbasnpc5skkmlzea6y-story.html?outputType=amp>

- Jacob Kaye, *Activists Call on Katz to Drop Charges Against Churaman*, Queens Daily Eagle (November 15, 2021), available at: <https://queenseagle.com/all/2021/11/15/activists-call-on-katz-to-drop-charges-against-churaman>

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- Elliott Scheinberg, *Fourth Department, Preserving Weight of Evidence Contentions; Judicial Notice*, The New York Law Journal (October 14, 2020), available at: <https://www.law.com/newyorklawjournal/2020/10/28/fourth-department-preserving-weight-of-evidence-contentions-judicial-notice/>

11. *Yassin v Blackman*, 188 AD3d 62 (2d Dept 2020).

- Michael J. Hutter, *Admissibility of Party Admissions Contained in Business Records*, The New York Law Journal (February 3, 2021), available at: <https://www.law.com/newyorklawjournal/2021/02/03/admissibility-of-party-admissions-contained-in-business-records/>
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ATTACHMENT
Dutchess County Bar Association Judicial Screening Questionnaire

Question 40. Have you had any teaching experience, including serving as a presenter for Continuing Education programs, in law or related fields? Yes. If yes, please describe:

I have extensive teaching of Continuing Legal Education programs before judges and lawyers as follows:

Lecturer, *Attorney Conduct that Keeps Us Up at Night: Getting Caught by the Rule 8.4 Catch-All*, Westchester County Bar Association, Ethics Committee, June 21, 2023.

Lecturer, *Appellate Practice*, Westchester County Bar Association, Rockland County Bar Association, Appellate Practice Committee, May 3, 2023.

Lecturer, *How to Avoid Reversals: Tips from the Appellate Divisions*, Association of Justices of the Supreme Court of the State of New York, Fall Conference, September 14, 2022.

Lecturer, *A Virtual Evening with the Appellate Division Justices*, Westchester County Bar Association, Appellate Practice Committee, Rockland County Bar Association, June 14, 2022.

Lecturer, *How to Avoid Reversals: Tips from the Appellate Divisions*, Association of Justices of the Supreme Court of the State of New York, Fall Conference, October 6, 2021.

Lecturer, *A Virtual Evening with the Appellate Division Justices*, Westchester County Bar Association, Appellate Practice Committee, June 2, 2021.

Lecturer, *2021 Bootcamp for Trial Lawyers*, New York State Trial Lawyers Institute, May 6, 2021.

Lecturer, *An Evening with the Appellate Division Justices*, Westchester County Bar Association, Appellate Practice Committee, June 5, 2019

Lecturer, *2019 Bootcamp for Trial Lawyers*, New York State Trial Lawyers Institute, May 28, 2019.

Lecturer, 2018 Judicial Summer Seminar, *The Appellate Division: Case Studies From the Departments*, New York State Judicial Institute, July 17, 2018.

Lecturer, 2018 Judicial Summer Seminar, *Writing Workshop, Parts 1 & 2*, July 18, 2018, New York State Judicial Institute.

Lecturer, *2018 Bootcamp for Trial Lawyers*, New York State Trial Lawyers Institute, May 31, 2018.

Lecturer, *CPLR Update*, Westchester Black Bar Association, March 1, 2018.

Lecturer, *Appellate Practice*, Westchester Women's Bar Association, Elizabeth Haub School of Law, February 14, 2018.

Lecturer, *CPLR Update*, New York State Academy of Trial Lawyers, Fordham University, Westchester Campus, January 31, 2018.

Lecturer, *Appellate Practice*, Columbian Lawyers Association of the First Judicial Department, November 1, 2017.

Lecturer, *Environmental Program for Judicial Delegation from the Higher People's Court of Chongqing, China*, New York State Supreme Court, Ninth Judicial District, September 5, 2017.

Lecturer, *An Evening with the Justices of the Appellate Division, Second Department*, Westchester County Bar Association, June 21, 2017.

Lecturer, 2017 Judicial Summer Seminars, *CPLR Update*, New York State Judicial Institute, June 19, 2017.

Lecturer, *Bootcamp for the Seasoned Attorney: A Clinical Course in Advanced Trial Tactics*, New York State Trial Lawyers Association, May 24, 2017.

Lecturer, *CPLR Update*, New York State Academy of Trial Lawyers, Fordham University, Westchester Campus, April 4, 2017.

Lecturer, 2016 New Judges Seminar, *Taking Control: Calendar and Courtroom Management*, New York State Judicial Institute, June 29, 2016.

Lecturer, *CPLR Update*, Westchester County Bar Association, May 19, 2014; White Plains Bar Association, March 6, 2014; Mt Vernon Bar Association June 17, 2014.

Lecturer, *Recognition of Foreign Divorce Decrees and Enforcement of Foreign Support Orders*, American Academy of Matrimonial Lawyers June Retreat, June 29, 2013.

Lecturer, 2013, 2012, and 2011 New Judges Seminar, *Matrimonial Basics for New Judges*, New York State Judicial Institute, January 4, 2013, January 5, 2012, and January 5, 2011.

Lecturer, *ABC's of Matrimonial Law*, Pace Women's Justice Center, June 21, 2012.

Lecturer, *Interplay Between Family Court and Supreme Court in Family and Matrimonial Cases*, Westchester County Bar Association, Family and Domestic Relations Law Section, June 5, 2012.

Lecturer, *How to Do Your Part to Make the Matrimonial Part Run Smoothly*, Westchester Women's Bar Association, Matrimonial and Families, Children & the Court Sections, May 15, 2012.

Lecturer and Moot Court Judge, *Pre-Trial Litigation Simulation*, Pace University School of Law, December 5, 2011.

Lecturer, *Recent Developments in Matrimonial Law*, Ninth Judicial District Committee to Promote Gender Fairness in the Courts, September 13, 2011.

Lecturer, *A View From the Bench in Matrimonial Cases*, Pace University School of Law Matrimonial Practice, June 29, 2011.

Lecturer, *Appearing Before the Matrimonial Bench in Westchester, Do's and Don'ts*, Westchester County Bar Association, Family and Domestic Relations Law Section, March 30, 2011.

Lecturer, *Judicial Ethics-Winding Down Your Law Practice*, New York State Judicial Institute, November 29, 2010.

Panelist, *"Speak Out" with Assemblywoman Sandy Galef—Local Court Consolidation*, February 4, 2010.

Lecturer, *Small Claims*, Continuing Judicial Education, New York State Judicial Institute.

Lecturer, *Building and Demolishing a Construction Accident Case*, Association of the Bar of the City of New York, October 4, 2004.

Lecturer, *Civil Practice-Taking Depositions*, Pace University School of Law, April 22, 1998.

41. Have your qualifications for public office previously been reviewed by any bar or other professional association? Yes. If yes, identify the organization, state the date of the review, and detail all findings by the organization:

Rated "Qualified" to serve as NYS Supreme Court Justice by the Judicial Screening Committees of the Westchester County Democratic and Republican Parties, 2023

Nominated by the NYS Commission on Judicial Nomination (1 of 7 nominees) to fill a vacancy on the NYS Court of Appeals, October 2021.

Rated "Well Qualified" to serve as Associate Judge of the NYS Court of Appeals by the NYS Commission on Judicial Nomination, October 14, 2021.

Rated "Qualified" by the NYS Bar Association to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Exceptionally Well Qualified” by the NYS Academy of Trial Lawyers to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Approved as Highly Qualified and Commended” by the Women’s Bar Association of the State of New York to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Qualified” by the Puerto Rican Bar Association of the State of New Y Rated “Qualified” by the NYS Bar Association to serve as Associate Judge of the NYS Court of Appeals, November 2021
ork to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Qualified” by the NYS Association of Criminal Defense Attorneys to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Highly Qualified” by the Tri-County Bar Association (Erie, Monroe, Onondaga) to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Qualified” by the Albany County Bar Association to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Qualified” by the Women Trial Lawyers Caucusto serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Highly Qualified and Highly Recommended” by the NYS Trial Lawyers Association to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Well Qualified” by the Defense Association of New York to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Highly Qualified” by the Asian American Bar Association of the State of New York to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Well Qualified” by the NYC Bar Association to serve as Associate Judge of the NYS Court of Appeals, November 2021.

Rated “Highly Qualified” to serve as Presiding Justice of the Appellate Division, Second Department, by the NYS Judicial Screening Committee, October 2017, December 2020.

Rated “Highly Qualified” to serve as Associate Justice of the Appellate Division, Second Department, by the NYS Judicial Screening Committee, October 2011.

Rated “Highly Qualified” to serve as NYS Supreme Court Justice by the NYS Judicial Screening Committee, 2009.

Rated “Well Qualified” to serve as NYS Supreme Court Justice by the Westchester County Bar Association, Westchester Women’s Bar Association, Orange County Bar Association, Orange and Sullivan Counties Women’s Bar Association, Dutchess County Bar Association, 2009.

Rated “Qualified” to serve as NYS Supreme Court Justice by the Rockland County Bar Association, 2009.

Rated *AV Preeminent*® by Martindale-Hubbell (highest rating given to practicing attorneys by peers and the judiciary for legal expertise and professional standards of conduct and expertise)

FOR JUDGES:

1. A list of the last ten opinions:

Philius v City of New York, 161 AD3d 787 (2d Dept 2018, Connolly, J., concurring).

159 MP Corp. v Redbridge Bedford, LLC, 160 AD3d 176 (2d Dept 2018, Connolly, J., dissenting), *aff’d* 33 NY3d 353 (2019), *overturned due to legislative action*, New York Real Property Law §235-h.

Skura v Wojtlowski, 165 AD3d 1196 (2d Dept 2018, Connolly, J., dissenting).

Matter of Sierra Club v Martens, 158 AD3d 169 (2d Dept 2018).

Evans v New York City Transit Authority, 179 AD3d 105 (2019).

Ferncliff Cemetery Association v Town of Greenburgh, 184 AD3d 95 (2d Dept 2020).

Matter of NY Times Co. v Dist. Attorney of Kings County, 179 AD3d 115 (2d Dept 2019).

Yassin v Blackman, 188 AD3d 62 (2d Dept 2020).

Mtr of B.Z. Chiropractic, P.C. v Allstate Insurance Company, 2019-04454 (2d Dept 2021, Connolly, J., dissenting).

People v Mortel, 2017-01003 (2d Dept 2021, Connolly, J., dissenting).

Pitt v Feagles, 202 AD3d 109 (2d Dept 2021).

People v Witherspoon, 211 AD3d 108 (2d Dept 2022).

P.S. Finance v Eureka Woodworks, Inc., 214 AD3d 1 (2d 2023).