

APPELLATE DIVISION OF THE SUPREME COURT OF THE STATE OF NEW YORK, FOURTH DEPARTMENT

Charcholla v. Channel 13 News

Charcholla, 2026 NY Slip Op 04130 (Appellate Division of the Supreme Court of the State of New York Fourth Department 2026) · No. MOTION NO. (35/26) CA 24-01650 · Decided June 26, 2026

SUMMARY

The Appellate Division, Fourth Department denied the plaintiff's motion for reargument or, alternatively, for leave to appeal to the Court of Appeals. Justice Ogden dissented in part and would have granted leave to appeal.

CASE DETAILS

COURT	Appellate Division of the Supreme Court of the State of New York, Fourth Department
WRITING FOR THE COURT	Lindley, J.P.; Bannister, J.; Ogden, J.; Nowak, J.; DelConte, J.
JURISDICTION	New York Appellate Division, Fourth Department
DECIDED	June 26, 2026
DOCKET	MOTION NO. (35/26) CA 24-01650
DISPOSITION	other
PROCEDURAL POSTURE	The plaintiff-appellant moved for reargument or, alternatively, for leave to appeal to the New York Court of Appeals.
PRECEDENTIAL VALUE	Published
PARTIES	Daniel Charcholla v. Channel 13 News, also known as 13 WHAM, Deerfield Media (Rochester), Inc.

TOPICS

- appellate procedure
- motion for reconsideration
- civil procedure

PRACTICE AREAS

- Appellate procedure
- Civil procedure

QUESTIONS PRESENTED

- Whether reargument should be granted.

2. Whether leave to appeal to the New York Court of Appeals should be granted.

FACTUAL BACKGROUND

The opinion contains no substantive factual discussion. It concerns a post-decision motion by Daniel Charcholla for reargument or leave to appeal to the New York Court of Appeals.

PROCEDURAL HISTORY

The Appellate Division, Fourth Department considered a motion for reargument or leave to appeal to the Court of Appeals. The motion was denied; Justice Ogden dissented in part and voted to grant leave to appeal.

DISPOSITION

other

OPINION

Charcholla v. Channel 13 News 2026 NY Slip Op 04130

PER CURIAM.

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DANIEL CHARCHOLLA, PLAINTIFF-APPELLANT,

v CHANNEL 13 NEWS, ALSO KNOWN AS 13 WHAM, AND DEERFIELD MEDIA (ROCHESTER), INC., DEFENDANTS-RESPONDENTS. Decided on June 26, 2026 MOTION NO. (35/26) CA 24-01650. Present: Lindley, J.P., Bannister, Ogden, Nowak, And Delconte, JJ. (Filed June 26, 2026.) [*1]

MEMORANDUM AND ORDER

Motion for reargument or leave to appeal to the Court of Appeals denied. All concur except OGDEN, J., who dissents in part and votes to grant leave to appeal to the Court of Appeals. Court Decisions All Court Decisions Official Reports Service Bound Volumes Decision Search Resources RSS Feeds Style Manual Citation Tools Opinion Formatting & Privacy Guidelines Opinion Selection Criteria Legal Research Portal Site Index About About the Law Reporting Bureau About our Operations Contact Us Twitter Quick Contact Info 17 Lodge Street Albany, NY 12207 Phone: (518) 453-6900 Links to or from other sites do not signify endorsement or relationship with them.

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