

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D14700
C/cb

_____AD3d_____

REINALDO E. RIVERA, J.P.
PETER B. SKELOS
DANIEL D. ANGIOLILLO
RUTH C. BALKIN, JJ.

2006-08002

DECISION, ORDER & JUDGMENT

In the Matter of Armond McCloud, petitioner, v
Charles S. Hirsch, etc., respondent.

Armond McCloud, Malone, N.Y., petitioner pro se.

Proceeding pursuant to CPLR article 78 in the nature of mandamus to compel the respondent, the Chief Medical Examiner of Kings County, to provide the petitioner with a certain autopsy report, and application by the petitioner for poor person relief.

ORDERED that the application for poor person relief is granted to the extent that the filing fee imposed by CPLR 8022(b) is waived, and the application is otherwise denied; and it is further,

ADJUDGED that the proceeding is dismissed, without costs or disbursements.

This court does not have subject matter jurisdiction to entertain this proceeding (*see* CPLR 7804[b]; CPLR 506[b]).

RIVERA, J.P., SKELOS, ANGIOLILLO and BALKIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

April 10, 2007

MATTER OF McCLOUD v HIRSCH