

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

D19130  
M/nl

\_\_\_\_\_AD3d\_\_\_\_\_

Argued - April 11, 2008

WILLIAM F. MASTRO, J.P.  
PETER B. SKELOS  
ROBERT A. LIFSON  
JOHN M. LEVENTHAL, JJ.

---

2008-03238

DECISION & JUDGMENT

The People, etc., ex rel. Yung-Mi Lee, etc., on behalf of  
Ksha Faison, petitioner, v Warden, Rikers Island, etc.,  
et al., respondents.

---

Brooklyn Defender Services, Brooklyn, N.Y. (Yung-Mi Lee pro se and Jason H.  
DeJesus of counsel), for petitioner.

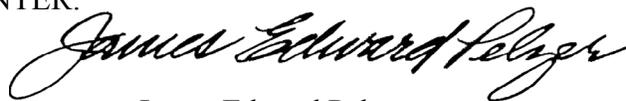
Writ of habeas corpus in the nature of an application for bail reduction upon Kings  
County Indictment No. 10116/07, or for the detainee's release pursuant to CPL 30.30(2)(a), on the  
ground that the People were not ready for trial within 90 days from the commencement of his  
commitment to the custody in the above-entitled action.

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

It is the petitioner's position that 191 days of pretrial delay are chargeable to the  
People. By order dated April 3, 2008, the Supreme Court, Kings County, determined that only 59  
days were chargeable to the People. Here, the petitioner submitted only the transcript of proceedings  
for which the Supreme Court determined that 59 days were chargeable to the People. Transcripts  
for those dates which, it is claimed, the court erroneously failed to charge delay against the People  
were not provided for review. Therefore, the petitioner failed to establish the detainee's entitlement  
to the relief requested (*see* CPL 30.30[2][a]).

MASTRO, J.P., SKELOS, LIFSON and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

April 15, 2008

PEOPLE EX REL. YUNG-MI LEE, on behalf of FAISON v WARDEN, RIKERS ISLAND