

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

D20811  
Y/kmg

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

STEVEN W. FISHER, J.P.  
JOSEPH COVELLO  
WILLIAM E. McCARTHY  
JOHN M. LEVENTHAL, JJ.

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2008-08406

DECISION, ORDER & JUDGMENT

In the Matter of Cheryl D. Uzamere, petitioner,  
v Eric I. Prus, etc., respondent.

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Cheryl D. Uzamere, Brooklyn, N.Y., petitioner pro se.

Andrew M. Cuomo, Attorney General, New York, N.Y. (Charles F. Sanders of  
counsel), for respondent.

Proceeding pursuant to CPLR article 78 in the nature of mandamus, inter alia, to  
compel the respondent Eric I. Prus, a Justice of the Supreme Court, Kings County, to recuse himself  
from presiding in an action entitled *Uzamere v Uzamere*, pending in that court under Index No.  
26332-07. Application by the petitioner to prosecute this proceeding as a poor person.

ORDERED that the application to prosecute this proceeding as a poor person is  
granted to the extent that the filing fee imposed by CPLR 8022(b) is waived, and the application is  
otherwise denied as academic; and it is further,

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

By order of the Supreme Court, Kings County, dated September 16, 2008, Justice  
Prus recused himself from presiding in the action entitled *Uzamere v Uzamere*, pending in that court  
under Index No. 26332-07. Therefore, the instant proceeding has been rendered academic.

FISHER, J.P., COVELLO, McCARTHY and LEVENTHAL, JJ., concur.

ENTER:

  
James Edward Pelzer

October 21, 2008

MATTER OF UZAMERE v PRUS

Clerk of the Court

October 21, 2008

MATTER OF UZAMERE v PRUS