

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

D24322
Y/kmg

_____AD3d_____

STEVEN W. FISHER, J.P.
HOWARD MILLER
JOHN M. LEVENTHAL
PLUMMER E. LOTT, JJ.

2009-02433

DECISION, ORDER & JUDGMENT

In the Matter of Lawrence Jackson, appellant,
v Ed Carroll, respondent.

Lawrence Jackson, Albion, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Lori Glachman of counsel), for
respondent.

Proceeding pursuant to CPLR article 78 in the nature of mandamus, inter alia, to
compel the respondent Assistant District Attorney to release certain property allegedly being held by
the Office of the Kings County District Attorney, 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 original subject matter jurisdiction to entertain this
proceeding (*see* CPLR 7804[b]; CPLR 506[b]).

FISHER, J.P., MILLER, LEVENTHAL and LOTT, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 15, 2009

MATTER OF JACKSON v CARROLL