

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

D26255
K/nl

_____AD3d_____

Argued - February 4, 2010

REINALDO E. RIVERA, J.P.
FRED T. SANTUCCI
RANDALL T. ENG
CHERYL E. CHAMBERS, JJ.

2010-01152

DECISION & JUDGMENT

The People, etc., ex rel. Andrew Freifeld, on behalf of
Gabriel Godwin, petitioner, v Commissioner of the
Department of Corrections, respondent.

Andrew Freifeld, New York, N.Y., petitioner pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (Purvi Patel of counsel),
for respondent.

Writ of habeas corpus in the nature of an application for bail reduction upon Queens
County Indictment Nos.1013/09 and 1016/09.

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

The determination of the Supreme Court, Queens County, was not an improvident
exercise of discretion, and did not violate “constitutional or statutory standards” (*People ex rel. Klein
v Kruger*, 25 NY2d 497, 499; see *People ex rel. Rosenthal v Wolfson*, 48 NY2d 230).

RIVERA, J.P., SANTUCCI, ENG and CHAMBERS, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

February 9, 2010

PEOPLE EX REL. FREIFELD, on behalf of GODWIN v COMMISSIONER
OF DEPARTMENT OF CORRECTIONS