

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

D33699
C/kmb

_____AD3d_____

MARK C. DILLON, J.P.
RUTH C. BALKIN
JOHN M. LEVENTHAL
CHERYL E. CHAMBERS, JJ.

2011-09774

DECISION, ORDER & JUDGMENT

In the Matter of Jerrell Miller/Hyman, petitioner,
v Fernando M. Camacho, etc., respondent.

Jerrell Miller/Hyman, East Elmhurst, N.Y., petitioner pro se.

Eric T. Schneiderman, Attorney General, New York, N.Y. (Andrew H. Meier, of
counsel), for respondent.

Proceeding pursuant to CPLR article 78 in the nature of prohibition to prohibit the
respondent Fernando M. Camacho, the Acting Administrative Judge for Criminal Matters of the
Eleventh Judicial District and Justice of the Supreme Court, Queens County, from proceeding with
the underlying criminal action against the petitioner, 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 as academic, without costs or
disbursements.

The proceeding has been rendered academic, as the underlying criminal action has
proceeded to trial and the petitioner was convicted on November 14, 2011.

DILLON, J.P., BALKIN, LEVENTHAL and CHAMBERS, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

January 24, 2012

MATTER OF MILLER/HYMAN v CAMACHO