

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

D35975
N/kmb

_____AD3d_____

Submitted - August 16, 2012

THOMAS A. DICKERSON, J.P.
JOHN M. LEVENTHAL
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2012-07275

DECISION, ORDER & JUDGMENT

The People, etc., ex rel. Arvel Bullock, petitioner,
v Joandrea Davis, etc., et al., respondents.

Arvel Bullock, Bronx, N.Y., petitioner pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Jessica L. Zellner of counsel), respondent pro se and for respondent Joandrea Davis.

Writ of habeas corpus in the nature of an application for bail reduction upon Queens County Indictment No. 3105/10, and application by the petitioner for leave to prosecute the proceeding as a poor person.

ORDERED that the application for leave to prosecute the 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 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).

DICKERSON, J.P., LEVENTHAL, BELEN and AUSTIN, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

September 12, 2012

PEOPLE EX REL. BULLOCK v DAVIS