



*State of New York*  
*Court of Appeals*

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*Heather Davis, Esq.*  
*Chief Clerk and*  
*Legal Counsel to the Court*

*Clerk's Office*  
*20 Eagle Street*  
*Albany, New York 12207-1095*  
*518-455-7700*

COURT OF APPEALS NEW FILINGS

Preliminary Appeal Statements processed  
by the Court of Appeals Clerk's Office

**June 6, 2025 through June 12, 2025**

Each week the Clerk's Office prepares a list of recently-filed appeals, indicating short title, jurisdictional predicate, subject matter and key issues. Some of these appeals may not reach decision on the merits because of dismissal, on motion or sua sponte, or because the parties stipulate to withdrawal. Some appeals may be selected for review pursuant to the alternative procedure of Rule 500.11. For those appeals that proceed to briefing in the normal course, the briefing schedule generally will be: appellant's brief to be filed within 60 days after the appeal was taken; respondent's brief to be filed within 45 days after the due date for the filing of appellant's brief; and a reply brief, if any, to be filed within 15 days after the due date for the filing of respondent's brief.

**The Court welcomes motions for amicus curiae participation from those qualified and interested in the subject matter of these newly filed appeals. Please refer to Rule 500.23 and direct any questions to the Clerk's Office.**

PEOPLE v BILLUPS (RICKY):

APL-2025-00108

1st Dept. App. Div. order of 12/10/24; affirmance; leave to appeal granted by Rivera, J., 5/30/25;

**Crimes—Sentence—Concurrent and Consecutive Terms—Whether the sentence for criminal possession of a weapon was properly run consecutively to sentences for other crimes under Penal Law § 70.25 (2) and People v Brown (21 NY3d 739 [2013]);**

Supreme Court, New York County, convicted defendant of murder in the second degree, robbery in the first and second degrees, and criminal possession of a weapon in the

second degree, and sentenced defendant as a second violent felony offender to an aggregate prison term of 40 years to life; App. Div. affirmed.

PEOPLE v MEYERS (JOSEPH A.):

APL-2025-00109

4th Dept. App. Div. order of 3/21/25; affirmance; leave to appeal granted by Whalen, P.J., 5/27/25;

**Crimes—Appeal—Whether the reconstruction hearing was adequate to protect defendant’s right of appeal; whether the reconstruction court erred in denying defendant’s motion to, among other things, compel the People to provide him with copies of or access to original trial exhibits that had been returned to the People following trial;**

County Court, Steuben County, convicted defendant upon a jury verdict of, among other things, two counts of arson in the first degree, one count of murder in the second degree, and one count of murder in the first degree; App. Div., with one Justice dissenting, affirmed.

PEOPLE v MULLER (VICTORIA):

APL-2025-00107

1st Dept. App. Term order of 10/18/24; affirmance; leave to appeal granted by Wilson, Ch. J., 5/28/25;

**Crimes—Obstructing Governmental Administration—Whether the accusatory instrument charging defendant with obstructing governmental administration was facially sufficient to allege that defendant physically interfered with governmental administration and that defendant’s conduct obstructed an official function;**  
**Crimes—Jurors—Selection of Jury—whether the trial court erred in rejecting defendant’s Batson challenge (476 US 79 [1986]);**

Criminal Court, City of New York, Bronx County, after a jury trial, convicted defendant of obstructing governmental administration in the second degree and resisting arrest, and imposed sentence; App. Div. affirmed.

REISMAN v GENTLES:

APL-2025-00113

2nd Dept. App. Div. order of 5/5/25; dismissal; sua sponte examination of whether the order appealed from finally determines the action within the meaning of the Constitution and whether any jurisdictional basis exists for an appeal as of right;

**Appeal—Dismissal;**

Family Court, Nassau County, denied respondent’s objections to an order of the Support Magistrate; App. Div., on its own motion, dismissed the appeal and declined to grant leave to appeal.