



State of New York
Court of Appeals

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COURT OF APPEALS NEW FILINGS

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

January 16, 2026 through January 22, 2026

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.

NELSON v NYC TRANSIT AUTHORITY:

APL-2026-00002

3rd Dept. App. Div. order of 11/20/25; denial of motion; sua sponte examination of whether a substantial constitutional question is directly involved in the order appealed from;

Unemployment Insurance—Whether the Unemployment Insurance Appeal Board decision, ruling that claimant was disqualified from receiving benefits, was properly affirmed; alleged constitutional violations;

App. Div. affirmed decision of the Unemployment Insurance Appeal Board, filed February 22, 2023, which ruled that claimant was disqualified from receiving unemployment insurance benefits because his employment was terminated due to

misconduct; App. Div. denied motion for reargument or leave to appeal.

PEOPLE v WILLIAMS (JAMARLY):

APL-2025-00207

1st Dept. App. Div. order of 9/18/25; affirmance; leave to appeal granted by Gesmer, J., 11/20/25;

Crimes—Identification of Defendant—Whether defendant’s motion to suppress the eyewitness’s identification was properly denied; Whether the trial court abused its discretion in permitting the eyewitness to identify defendant in surveillance video footage; Whether the eyewitness’s testimony was incredible as a matter of law; Crimes—Right to Counsel—Whether trial counsel was ineffective for failing to move to renew the motion to dismiss the indictment and for failing to object to statements made by the prosecutor; Supreme Court, Bronx County, denied defendant's motion to vacate the judgment of conviction pursuant to CPL 440.10; Supreme Court, Bronx County, convicted defendant, after a jury trial, of murder in the second degree, and sentenced him to a term of 22 years to life; App. Div. affirmed, with two Justices dissenting.