



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

March 13, 2026 through March 19, 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.

PEOPLE v HARRIS (LAWRENCE):

APL-2026-00015

2nd Dept. App. Div. order of 9/10/25; dismissal; leave to appeal granted by Halligan, J., 2/5/26;

Appeal—Dismissal—Whether the Appellate Division abused its discretion in dismissing defendant's appeal; Whether the dismissal of defendant's appeal violated defendant's due process rights absent evidence that defendant received instructions on how to seek financial relief and the full record had not yet been provided to defendant's counsel defending against the dismissal;

Supreme Court, Kings County, convicted defendant, after a jury trial, of murder in the

second degree, attempted assault in the first degree, assault in the second degree, two counts of criminal possession of a weapon in the second degree, and reckless endangerment in the first degree, and imposed sentence; App. Div. dismissed the appeal and denied appellant's motion as academic.

MATTER OF JAQUEZ v TIETZ:

APL-2026-00027

1st Dept. App. Div. order of 4/3/25; affirmance; leave to appeal granted by the appellate division on a certified question, 3/3/26;

State—Equal Access to Justice Act—Whether the Equal Access to Justice Act affords petitioners attorneys’ fees based on the catalyst theory when the state grants relief before a court rules on the merits; whether petitioner was entitled to attorneys’ fees;

Supreme Court, New York County, granted petitioner’s motion for an award of attorneys’ fees under the Equal Access to Justice Act in this hybrid proceeding brought under CPLR article 30 and 78; App. Div. affirmed.

PEOPLE v MATTHEWS (ANTHONY):

APL-2026-00013

2nd Dept. App. Div. order of 9/10/25; dismissal; leave to appeal granted by Troutman, J., 2/5/26;

Appeal—Dismissal—Whether the Appellate Division abused its discretion in dismissing defendant's appeal;

Supreme Court, Kings County, convicted defendant, upon a jury verdict, of first-degree kidnapping and first-degree assault, and imposed sentence; App. Div. dismissed the appeal and denied motion as academic.

NUNEZ v GLOBAL LAUNCH:

APL-2026-00026

1st Dept. App. Div. order of 9/4/25; reversal; Rule 500.11 review pending;

Motor Vehicles—Rental Cars—Whether defendant, the owner of a vehicle rented through a nonparty peer-to-peer car rental platform that allegedly rear-ended plaintiff’s car, was entitled to dismissal of the complaint under the Graves Amendment (49 USC § 30106) or, alternatively, on the ground that the vehicle was stolen; whether defendant’s summary judgment motion was premature;

Supreme Court, Bronx County, denied defendant Global Launch, LLC’s motion to dismiss the complaint as against it under CPLR 3211(a)(7), or, in the alternative, CPLR 3212.