



State of New York
Court of Appeals

Vol. 46 - No. 25
6/26/26

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 19, 2026 through June 25, 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 POWELL (ZHAMIR):

APL-2026-00087

2nd Dept. App. Div. order of 12/10/25; affirmance; leave to appeal granted by Troutman, J., 6/11/26;

Crimes—Sentence—Whether the trial court erred by failing to order an updated presentence report, upon remittal for resentencing pursuant to *People v Rudolph* (21 NY3d 497 [2013]), where the original PSR did not contain a recommendation regarding youthful offender status;

Supreme Court, Kings County, upon defendant's conviction of attempted murder in the second degree, upon his plea of guilty, after remittitur from the Appellate Division for resentencing; App. Div. affirmed.