

Supreme Court
of the
State of New York



JUAN M. MERCHAN
JUDGE OF THE COURT OF CLAIMS
SUPREME COURT, CRIMINAL TERM
FIRST JUDICIAL DISTRICT

CHAMBERS
100 CENTRE STREET
NEW YORK, N.Y. 10013

Via Email

November 26, 2024

Emil Bove, Esq.
99 Wall Street
Suite 4460
New York, NY 10005

Re: *People v. Trump*, Ind. No. 71543-2023

Dear Mr. Bove:

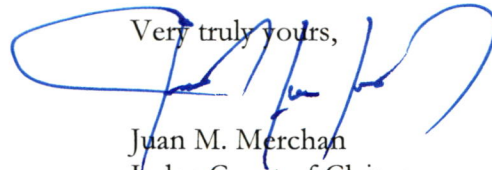
This Court is in receipt of your letter dated November 25, 2024, seeking an extension of time to file your motion to dismiss in furtherance of justice pursuant to Criminal Procedure Law § 210.40. Your stated basis for the application is that Defendant “must be allowed sufficient time to evaluate and address [...] the positions taken by DOJ and the Special Counsel’s Office on December 2, 2024.”

The People oppose your application and stress that at approximately 1:15 in the afternoon yesterday, “the United States filed the dismissal notice that was due on 12/2 and that defendant said he needed time to address. We assume defendant’s concerns with the Court’s prior briefing schedule are mooted by this development.” Notwithstanding the Special Counsel’s filing of his motion to dismiss, you maintain that an extension of the filing deadline is necessary.

Your application for an extension of time to file the motion was premised on the need to evaluate the Special Counsel’s motion to dismiss which was not due to be filed until December 2, 2024. Instead, the motion was filed yesterday – one week ahead of schedule. The early filing obviates the expressed basis for the request.

The briefing schedule for the filing of Defendant's motion pursuant to CPL § 210.40 remains unchanged.

Very truly yours,



Juan M. Merchan
Judge Court of Claims
Acting Justice Supreme Court

cc: Counsel of record
Assistant District Attorneys of record
Court file