

**Supreme Court of the State of New York**  
**Appellate Division: Second Judicial Department**

D55835  
X/jr

\_\_\_\_\_AD3d\_\_\_\_\_

Argued - June 7, 2018

REINALDO E. RIVERA, J.P.  
COLLEEN D. DUFFY  
FRANCESCA E. CONNOLLY  
ANGELA G. IANNACCI, JJ.

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2018-06367

DECISION & JUDGMENT

The People, etc., ex rel. Elizabeth Bender, on behalf  
of Aswab Bellamy, petitioner, v Cynthia Brann,  
Commissioner, Department of Correction, respondent.

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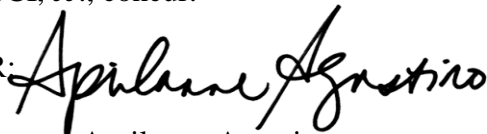
Seymour W. James, Jr., New York, NY (Joshua Norkin, Elizabeth Bender, pro se,  
and Davis Polk & Wardwell LLP [Daniel F. Kolb, Shahira D. Ali, and Garrett  
Cardillo] of counsel; Pat Andriola, Serena Wu, Drew Dean, and Mengyi Xu on the  
petition), for petitioner.

Richard A. Brown, District Attorney, Kew Gardens, NY (Robert J. Masters, John M.  
Castellano, Johnnette Traill, Nancy Fitzpatrick Talcott, and Kathryn Mullen of  
counsel), for respondent.

Writ of habeas corpus, inter alia, in the nature of an application for bail reduction  
upon Queens County Docket No. CR-016425-18QN to release Aswab Bellamy on his own  
recognizance or to set reasonable bail.

ADJUDGED that the writ is dismissed as academic, without costs or disbursements,  
as Aswab Bellamy was released on his own recognizance on June 1, 2018.

RIVERA, J.P., DUFFY, CONNOLLY and IANNACCI, JJ., concur.

ENTER:   
Aprilanne Agostino  
Clerk of the Court

June 8, 2018

PEOPLE EX REL. BENDER, on behalf of BELLAMY v BRANN