

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

M244697  
E/rr

RUTH C. BALKIN, J.P.  
LEONARD B. AUSTIN  
SHERI S. ROMAN  
SANDRA L. SGROI, JJ.

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2017-13213

DECISION & ORDER ON MOTION

In the Matter of Andres Felipe Florez Rojas, appellant,  
v Suffolk County Sheriff's Office, et al., respondents.

(Index No. 6316/17)

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Motion by Andres Felipe Florez Rojas for leave to appeal to this Court from an order of the Supreme Court, Suffolk County, dated December 8, 2017, and, inter alia, to enjoin the respondents from detaining him, pending hearing and determination of the appeal.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is


ORDERED that the branch of the motion which is for leave to appeal is denied; and it is further,

ORDERED that on the Court's own motion, the appeal purportedly taken as of right is dismissed, without costs or disbursements; and it is further,

ORDERED that the motion is otherwise denied as academic.

BALKIN, J.P., AUSTIN, ROMAN and SGROI, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

January 16, 2018

MATTER OF ROJAS v SUFFOLK COUNTY SHERIFF'S OFFICE