

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

M245149
E/htr

ALAN D. SCHEINKMAN, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
MARK C. DILLON
RUTH C. BALKIN, JJ.

2017-07197

ORDER TO SHOW CAUSE

The People, etc., plaintiff,
v Binod Singh, respondent;
New York State Division of Parole,
nonparty-appellant.

(Ind. No. 877/10)

Application by the nonparty-appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal from an order of the Supreme Court, Suffolk County, dated May 25, 2017.

Upon the papers filed in support of the application and no papers having been filed in opposition or in relation thereto, it is

ORDERED that on the Court's own motion, the nonparty-appellant is directed to show cause before this Court why the appeal should not be dismissed on the ground that the order dated May 25, 2017, is neither appealable as of right nor by permission (*see* CPL 450.10, 450.20), by filing an affirmation or an affidavit on that issue in the office of the Clerk of this Court on or before March 8, 2018; and it is further,

ORDERED that the application is held in abeyance in the interim; and it is further,

ORDERED that the Clerk of this Court, or her designee, is directed to serve a copy of this order to show cause upon the parties, by ordinary mail pursuant to CPL 470.60(2).

SCHEINKMAN, P.J., MASTRO, RIVERA, DILLON and BALKIN, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

February 6, 2018

PEOPLE v SINGH, BINOD