

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

M246706
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MARK C. DILLON, J.P.
JOHN M. LEVENTHAL
ROBERT J. MILLER
JOSEPH J. MALTESE, JJ.

2016-05286

The People, etc., respondent,
v Kleve Panayoty, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 9367/14)

Motion by the appellant's assigned counsel on an appeal from a judgment of the Supreme Court, Kings County, rendered April 11, 2016, in effect, to be relieved of the assignment on the ground that the appellant has abandoned the appeal by failing to respond to communications by assigned counsel. By order to show cause dated December 28, 2017, the appellant was directed to show cause before this Court why an order should or should not be made and entered dismissing the appeal on the ground that the appellant had abandoned the appeal, and assigned counsel's motion was held in abeyance in the interim.

Now, upon the order to show cause and no papers having been filed in response thereto, and upon the papers filed in support of assigned counsel's motion and the papers filed in relation thereto, it is

ORDERED that the motion to dismiss the appeal is granted and the appeal is dismissed; and it is further,

ORDERED that assigned counsel's motion is granted.

DILLON, J.P., LEVENTHAL, MILLER and MALTESE, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

March 2, 2018

PEOPLE v PANAYOTY, KLEVE