

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

M247716
J/sl

SANDRA L. SGROI, J.

2017-12258

DECISION & ORDER ON APPLICATION

The People, etc., respondent,
v Thomas Fields, appellant.

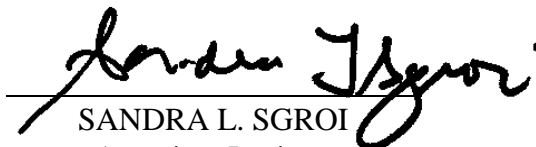
(Ind. No. 14/10)

Application by the defendant pursuant to CPL 450.15 and 460.15 for a certificate granting leave to appeal to this Court from an order of the Supreme Court, Richmond County, dated October 17, 2017, which has been referred to me for determination.

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

ORDERED that the branch of the application which is for leave to appeal from so much of the order as denied that branch of the defendant's motion which was pursuant to CPL 440.30(1-a) is denied as unnecessary as that portion of the order is appealable as of right (*see* CPL 450.10[5]), and the defendant's motion papers are deemed to be a timely notice of appeal from that portion of the order; and it is further,

ORDERED that the application is otherwise denied.


SANDRA L. SGROI
Associate Justice

March 21, 2018

PEOPLE v FIELDS, THOMAS