

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

M248555  
E/afa

MARK C. DILLON, J.P.  
SANDRA L. SGROI  
ROBERT J. MILLER  
VALERIE BRATHWAITE NELSON, JJ.

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2018-02582

DECISION & ORDER ON APPLICATION

The People, etc., ex rel. Jose Ortiz,  
petitioner, v Warden Bealiue, etc., respondent.

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Application by the petitioner for a writ of habeas corpus and for poor person relief.

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 poor person relief is granted to the extent that the filing fee imposed by CPLR 8022(b) is waived, and that branch of the application is otherwise denied as academic; and it is further,

ORDERED that the branch of the application which is for a writ of habeas corpus is denied.

DILLON, J.P., SGROI, MILLER and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

April 10, 2018

PEOPLE EX REL. ORTIZ v BEALIUE