

People v AUSTIN BREWER (IND-70102-24/001)

Motion No: CR-26-0221

Slip Opinion No: 2026 NY Slip Op 67874(U)

Decided on May 06, 2026

Appellate Division, Third Department, Motion Decision

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State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: May 6, 2026

CR-26-0221

THE PEOPLE OF THE STATE OF
NEW YORK,

Respondent,

DECISION AND ORDER
ON MOTION

v

AUSTIN BREWER,

Appellant.

(IND-70102-24/001)

Application to be relieved of assignment and to assign new counsel.

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

ORDERED that the motion is granted, and Marshall Nadan, Esq., P.O. Box 4091, Kingston, NY 12402, is relieved from any further obligation to represent appellant, and it is further

ORDERED that Edward S. Graves, Esq., P.O. Box 668, Indian Lake, NY 12842, 518-598-8048, is assigned to represent appellant upon this appeal pursuant to County Law section 722, and it is further

ORDERED that the appeal shall be perfected by the appendix method in accordance with section 1250.5 (c) of the Practice Rules of the Appellate Division and section 850.7 of this Court's Rules of Practice, and it is further

ORDERED that pursuant to section 850.11 (a) of this Court's Rules of Practice, the Ulster County Court Clerk shall furnish to appellate counsel one copy of the transcripts of the stenographic minutes of all proceedings in this matter and one copy of any other paper or document on file in that office which is material and relevant to this appeal, except those portions which appellate counsel or the court from which the appeal is taken determines are unnecessary for perfection of the appeal, and to forward forthwith the other copy of said transcripts to the Clerk of this Court, and the transcripts shall be omitted from the hard copy and the electronic copy of the record. However, if such minutes and other papers or documents were previously provided to Marshall Nadan, Esq., said counsel shall forward those documents to Edward S. Graves, Esq., within ten (10) days of the date of this decision, and it is further

ORDERED that if the appeal is not perfected on or before September 3, 2026, appellate counsel shall move on notice for a further extension of time to perfect the appeal.

Garry, P.J., Pritzker, Reynolds Fitzgerald and Ryba, JJ., concur.

ENTER:


Robert D. Mayberger
Clerk of the Court