

**Matter of FUQUAN FIELDS et al. v DANIEL F.
MARTUSCELLO III, as Commr. of Corr. & Community
Supervision**

Motion No: CV-25-0861

Slip Opinion No: 2026 NY Slip Op 67895(U)

Decided on May 07, 2026

Appellate Division, Third Department, Motion Decision

Published by [New York State Law Reporting Bureau](#) pursuant to
Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

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

Decided and Entered: May 7, 2026

CV-25-0861

In the Matter of FUQUAN FIELDS
et al.,

Appellants,

v

DECISION AND ORDER
ON MOTION

DANIEL F. MARTUSCELLO III, as
Commissioner of Corrections
and Community Supervision,
Respondent.

Application to withdraw and discontinue appeal.

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

ORDERED that the application is granted, without costs.

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

ENTER:



Robert D. Mayberger
Clerk of the Court