

People ex rel. ELMORE v MCCARTHY

Motion No: CV-25-1585

Slip Opinion No: 2026 NY Slip Op 68270(U)

Decided on May 14, 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 14, 2026

CV-25-1585

THE PEOPLE OF THE STATE OF
NEW YORK ex rel.
TREAMON ELMORE,
Appellant,
v

DECISION AND ORDER
ON MOTION

KEVIN MCCARTHY, as
Superintendent of Elmira
Correctional Facility,
Respondent.

Motion to waive costs, fees and expenses and for further relief.

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

ORDERED that the motion to waive costs, fees and expenses is granted, without costs, to the extent that the filing fees required by CPLR 8022 are waived and the appeal may be perfected upon the original papers filed in the office of the county clerk, one signed original brief and appendix conforming to section 1250.8 of the Practice Rules of the Appellate Division, and two copies of the appellant's brief and appendix, and it is further

ORDERED that the motion for further relief is denied, without costs. It is further

ORDERED that the time to perfect the appeal is extended to July 13, 2026.

Aarons, J.P., Fisher, McShan and Mackey, JJ., concur.

ENTER:

A handwritten signature in blue ink, reading "Robert D. Mayben". The signature is written in a cursive, flowing style.

Robert D. Mayberger
Clerk of the Court