

**Matter of Kelvin Elmore v New York City Hous. Auth., St.
Nicholas Houses**

Motion No: 2026-02159

Slip Opinion No: 2026 NY Slip Op 69475(U)

Decided on June 02, 2026

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

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

Supreme Court of the State of New York
Appellate Division, First Judicial Department

Present – Hon. Sallie Manzanet-Daniels,
David Friedman
Ellen Gesmer
Julio Rodriguez III
Marsha D. Michael,

Justice Presiding,

Justices.

In the Matter of the Application of
Kelvin Elmore,
Petitioner-Appellant,

Motion No. **2026-02159**
Index No. 101291/25
Case No. 2026-02150

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

-against-

New York City Housing Authority, Saint
Nicholas Houses,
Respondent-Respondent.

Petitioner-appellant, pro se, having moved for a waiver of costs, fees, and expenses on the appeal taken to this Court from an order of the Supreme Court, New York County, entered on or about February 19, 2026, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the attorney for respondent and files with this Court an original and a single unbound copy of the brief, together with the original record, in accordance with section 1250.9 of the Practice Rules of the Appellate Division. Appellant is permitted to dispense with payment of the required fee for the subpoena and filing of the record.

If petitioner is represented by counsel, petitioner and respondent are directed to enter their initial information for electronic filing in the New York State Courts Electronic Filing System (NYSCEF) pursuant to section 1245.3 of the Electronic Filing Rules of the Appellate Division, and thereafter electronically file their respective briefs.

The Clerk of Supreme Court, New York County, is directed to have transcribed the minutes of the proceedings held therein, if any, for inclusion in the record on appeal, with a copy furnished to appellant, the cost thereof to be charged against the City of New York from funds available therefor.

ENTERED: June 02, 2026

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" being more prominent.

Susanna Molina Rojas
Clerk of the Court