

**ETHAN D. SMITH v STATE OF NEW YORK**

Motion No: CV-25-1045

Slip Opinion No: 2026 NY Slip Op 70937(U)

Decided on June 22, 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: June 22, 2026

CV-25-1045

---

ETHAN D. SMITH, et al.,  
Appellants,  
v

DECISION AND ORDER  
ON MOTION

STATE OF NEW YORK,  
Respondent.

---

Motion for transfer outside the Appellate Division, Third Department 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 is denied, without costs.

Ceresia, J.P., Mackey, Corcoran and Ryba, JJ., concur.

ENTER:



Robert D. Mayberger  
Clerk of the Court