

**Matter of KASHAWN FASHAW v DANIEL MARTUSCELLO
III, as Commr. of Corr. & Community Supervision**

Motion No: CV-26-0243

Slip Opinion No: 2026 NY Slip Op 71350(U)

Decided on June 25, 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: June 25, 2026

CV-26-0243

In the Matter of KASHAWN
FASHAW,

Petitioner,

v

DECISION AND ORDER
ON MOTION

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

Motion to waive costs, fees and expenses and for assignment of counsel.

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 proceeding may be perfected upon the original papers filed in the office of the county clerk, one signed original brief and appendix conforming with rule 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 application for assignment of counsel is denied, without costs.

Garry, P.J., Reynolds Fitzgerald, Mackey and Corcoran, JJ., concur.

ENTER:



Robert D. Mayberger
Clerk of the Court