

**People v Elpidio Concevalerio**

Motion No: 3217

Slip Opinion No: 2020 NYSlipOp 73871(U)

Decided on October 29, 2020

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. Rolando T. Acosta,  
David Friedman  
Dianne T. Renwick  
Sallie Manzanet-Daniels  
Judith J. Gische,

Presiding Justice,  
  
  
  
Justices.

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The People of the State of New York,  
Respondent,

-against-

Motion No. 3217  
Ind. No. 334/15  
Case No. 2020-03966  
CONFIDENTIAL

Elpidio Concevalerio,  
Defendant-Appellant.

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Defendant having moved for leave to prosecute, as a poor person, the appeal taken to this Court from the order of the Supreme Court, Bronx County (Marcus, J.), entered on or about July 01, 2020, for assignment of counsel, and for related 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 that the appeal will 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 District Attorney of said county and files an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The Clerk of the Supreme Court shall expeditiously make and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Marcus as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street - 28th Floor, New York, New York 10005, Tel. No. (212) 577-2523, who shall continue as counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

The time within which appellant shall perfect this appeal is hereby extended until 180 days from the date of receipt of the complete record.

ENTERED: October 29, 2020

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is written in a cursive, flowing style.

Susanna Molina Rojas  
Clerk of the Court