

**People v Damien Fuller**

Motion No: 2022-02802

Slip Opinion No: 2022 NYSlipOp 72035(U)

Decided on September 20, 2022

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. Anil C. Singh,  
Tanya R. Kennedy  
Saliann Scarpulla  
Martin Shulman  
Julio Rodriguez III,

Justice Presiding,

Justices.

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The People of the State of New York,  
Respondent,

Motion No. 2022-02802

Ind. No. 22571C/19

Case No. 2022-03066

-against-

Damien Fuller,  
Defendant-Appellant.

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Defendant having moved for an order deeming the notice of motion herein a timely filed notice of appeal, or in the alternative, granting defendant leave to file an untimely notice of appeal from a judgment of the Supreme Court, Bronx County, rendered on or about April 04, 2022,

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 deeming the moving papers a timely filed notice of appeal.

ENTERED: September 20, 2022



Susanna Molina Rojas  
Clerk of the Court