

Ramel Smith v People of the State of New York

Motion No: 2023-00260

Slip Opinion No: 2023 NY Slip Op 63283(U)

Decided on March 14, 2023

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,
 Cynthia S. Kern
 Ellen Gesmer
 Saliann Scarpulla
 Julio Rodriguez III,

Presiding Justice,

Justices.

People of the State of New York,
 Respondent,

 -against-

Motion No. 2023-00260
Index No. 4304/15
Case No. 2017-3022

Ramel Smith,
 Defendant-Appellant.

An order of this Court having been entered on February 16, 2017 (M-116) granting defendant leave to prosecute, as a poor person, the appeal from a judgment of the Supreme Court, New York County, rendered on or about June 16, 2016, and assigning Seymour W. James, Jr., Esq., as predecessor to Twyla Carter, Esq., The Legal Aid Society, as counsel to prosecute the appeal; and a motion having been made to relieve such counsel, or, in the alternative, to dismiss the appeal without prejudice,

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It is ordered that the motion is granted to the extent of deeming the appeal withdrawn.

ENTERED: March 14, 2023



Susanna Molina Rojas
Clerk of the Court