

**People v TYRON HELMS**

Motion No: CR-23-0905

Slip Opinion No: 2023 NY Slip Op 70961(U)

Decided on July 25, 2023

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: July 25, 2023

CR-23-0905

---

THE PEOPLE OF THE STATE OF  
NEW YORK,

Respondent,

DECISION AND ORDER  
ON MOTION

v

TYRON HELMS,

Appellant.

(DA 98-22)

---

Application for permission to proceed on appeal as a poor person and for assignment of counsel.

Upon the papers filed in support of the application, and no papers having been filed in opposition thereto, it is

ORDERED that the motion is granted, and Stephen W. Herrick, Esq., Albany County Public Defender, 112 State Street, 2nd Floor, Albany, NY 12207, 518-447-7150 is assigned to represent appellant upon this appeal pursuant to County Law section 722, and it is further

ORDERED that appellate counsel shall register the appeal with NYSCEF within 14 days of the date of this decision and order, and it is further

ORDERED that the appeal shall be perfected by the appendix method in accordance with section 1250.5 (c) of the Practice Rules of the Appellate Division and section 850.7 of this Court's Rules of Practice, and it is further

ORDERED that pursuant to section 850.11 (a) of this Court's Rules of Practice, the Albany County Court Clerk shall furnish to appellate counsel one copy of the transcripts of the stenographic minutes of all proceedings in this matter and one copy of any other paper or document on file in that office which is material and relevant to this appeal, except those portions which appellate counsel or the court from which the appeal is taken determines are unnecessary for perfection of the appeal, and to forward forthwith the other copy of said transcripts to the Clerk of this Court, and the transcripts shall be omitted from the hard copy and the electronic copy of the record, and it is further

ORDERED that if the appeal is not perfected by November 22, 2023, appellate counsel shall move on notice for a further extension of time to perfect the appeal.

Garry, P.J., Aarons, Ceresia and Fisher, JJ., concur.

ENTER:

Robert D. Mayberger  
Clerk of the Court