

**People v David Sheard**

Motion No: 2025-04982

Slip Opinion No: 2025 NY Slip Op 78973(U)

Decided on October 21, 2025

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. Dianne T. Renwick,  
Sallie Manzanet-Daniels  
Troy K. Webber  
Cynthia S. Kern  
Peter H. Moulton,

Presiding Justice,  
  
  
  
Justices.

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The People of the State of New York,  
Appellant,  
  
-against-

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Motion No. 2025-04982  
Ind. No. 70158/22  
Case No. 2025-04560

David Sheard,  
Defendant-Respondent.

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Defendant-respondent having moved, pursuant to CPL 380.55(2), for a waiver of costs, fees, and expenses to respond to the appeal taken to this Court from an order of the Supreme Court, Bronx County, entered on or about July 31, 2024, 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 defendant is permitted to respond to the appeal upon a respondent's brief. Appellant and respondent are directed to enter their initial information for electronic filing in the New York State Courts Electronic Filing System (NYSCEF) pursuant to section 1245.3 of the Electronic Filing Rules of the Appellate Division, and thereafter electronically file their respective briefs.

Caprice R. Jenerson, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-respondent for purposes of the appeal.

ENTERED: October 21, 2025



Susanna Molina Rojas  
Clerk of the Court