

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D21205
K/nl

_____AD3d_____

Argued - November 6, 2008

WILLIAM F. MASTRO, J.P.
REINALDO E. RIVERA
STEVEN W. FISHER
RANDALL T. ENG, JJ.

2008-09975

DECISION & JUDGMENT

The People, etc., ex rel. De Leon & Associates, PLLC,
on behalf of Julio Pacheco, petitioner, v Warden, NYC
Department of Corrections, Rikers Island Correctional
Facility, respondent.

De Leon & Associates, PLLC, New York, N.Y. (Edgar De Leon of counsel),
petitioner pro se.

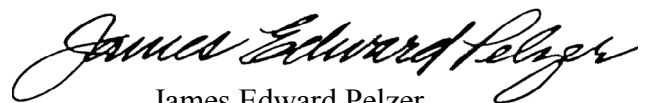
Writ of habeas corpus in the nature of an application for bail reduction upon Queens
County Indictment No. 970/08, to release the defendant on his own recognizance or, in the
alternative, fixing bail.

ADJUDGED that the writ is dismissed, without costs or disbursements.

The determination of the Supreme Court, Queens County, was not an improvident
exercise of discretion, and did not violate “constitutional or statutory standards” (*People ex rel. Klein
v Kruger*, 25 NY2d 497, 499; see *People ex rel. Rosenthal v Wolfson*, 48 NY2d 230).

MASTRO, J.P., RIVERA, FISHER and ENG, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 12, 2008

PEOPLE EX REL. De LEON & ASSOCIATES, PLLC, on behalf of PACHECO
v WARDEN