

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

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ROBERT A. SPOLZINO, J.P.
STEVEN W. FISHER
EDWARD D. CARNI
THOMAS A. DICKERSON, JJ.

2008-03807

The People, etc., respondent,
v Jose Garcia, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 10571/05)

Motion by the appellant pro se pursuant to CPL 460.30 to extend his time to take an appeal from a judgment of the Supreme Court, Queens County, rendered September 27, 2007.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is granted, and the appellant's time to take an appeal from the judgment is extended and the appellant's motion papers are deemed a timely notice of appeal from the judgment of the Supreme Court, Queens County, rendered September 27, 2007.

SPOLZINO, J.P., FISHER, CARNI, and DICKERSON, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

June 27, 2008

PEOPLE v GARCIA, JOSE