

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

M76685
E/sl

DAVID S. RITTER, J.P.
FRED T. SANTUCCI
WILLIAM E. McCARTHY
THOMAS A. DICKERSON, JJ.

2006-11791

DECISION & ORDER ON MOTION

The People, etc., respondent,
v Jose W. Fuentes, appellant.

(Ind. No. 2140/05)


Motion by the respondent to dismiss an appeal from a judgment of the Supreme Court, Nassau County, rendered April 11, 2006, on the ground that the appellant has been deported.

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

ORDERED that the motion is denied without prejudice to renew upon proof of service upon the appellant at his last known address.

RITTER, J.P., SANTUCCI, McCARTHY and DICKERSON, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 8, 2008

PEOPLE v FUENTES, JOSE W.