

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

M76794

E/sl

PETER B. SKELOS, J.P.
STEVEN W. FISHER
THOMAS A. DICKERSON
ARIEL E. BELEN, JJ.

2008-07713, 2008-07714

The People, etc., respondent,
v Riland Bryant, appellant.

ORDER TO SHOW CAUSE

(Ind. No. 1146/07, S.C.I. No. 2399/07)

Motion by the appellant pro se on appeals from two judgments of the County Court, Nassau County, both rendered December 4, 2007, for leave to prosecute the appeals as a poor person, and for the assignment of counsel.

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


ORDERED that the appellant show cause before this court why an order should or should not be made and entered dismissing the appeals on the ground that the notice of appeal was untimely filed and the appellant has not moved for leave to extend his time to file a notice of appeal (*see* CPL 460.30), by filing an affirmation or an affidavit on that issue in the office of the Clerk of this court on or before October 31, 2008; and it is further,

ORDERED that the motion for leave to appeal as a poor person and for the assignment of counsel is held in abeyance in the interim; and it is further,

ORDERED that the Clerk of this court or his designee is directed to serve a copy of this order to show cause upon the appellant at his last known place of residence or, if he is imprisoned, at the institution in which he is confined, and upon the attorney who last appeared for him, and upon the District Attorney, by ordinary mail pursuant to CPL 470.60(2).

SKELOS, J.P., FISHER, DICKERSON and BELEN, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 6, 2008

PEOPLE v BRYANT, RILAND