

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

M79168
E/sl

STEVEN W. FISHER, J.P.
ANITA R. FLORIO
EDWARD D. CARNI
CHERYL E. CHAMBERS, JJ.

2008-09279

DECISION & ORDER ON MOTION

Dana Foster, appellant,
v State of New York, respondent.

(Motion No. M-75479)

Motion by the appellant for leave to prosecute an appeal from an order of the Court of Claims, dated September 17, 2008, as a poor person, and for the assignment of counsel.

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

ORDERED that the motion is denied.

FISHER, J.P., FLORIO, CARNI and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 3, 2008

FOSTER v STATE OF NEW YORK