

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

M79669  
E/sl

HOWARD MILLER, J.P.  
EDWARD D. CARNI  
THOMAS A. DICKERSON  
JOHN M. LEVENTHAL, JJ.

---

2008-09167

The People, etc., plaintiff,  
v Rafael Camargo, defendant.

(Ind. No. 2052/07)

---

DECISION & ORDER ON MOTION  
Motion for Leave to Serve  
Late Notice of Appeal, for Poor  
Person Relief & to Assign  
Counsel - Appeal from Judgment

Motion by the defendant pursuant to CPL 460.30 for an extension of time to take an appeal from a judgment of the Supreme Court, Queens County, rendered July 9, 2008, for leave to prosecute the appeal 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 or relation thereto, it is

ORDERED that the branch of the motion which is pursuant to CPL 460.30 for an extension of time to take the appeal is denied; and it is further,

ORDERED that the motion is otherwise denied as academic.

MILLER, J.P., CARNI, DICKERSON and LEVENTHAL, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

December 29, 2008

PEOPLE v CAMARGO, RAFAEL