

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

M90747
E/sl

ANITA R. FLORIO, J.P.
HOWARD MILLER
RUTH C. BALKIN
LEONARD B. AUSTIN, JJ.

2009-05556

The People, etc., respondent,
v Duane Somers, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 07-1393)

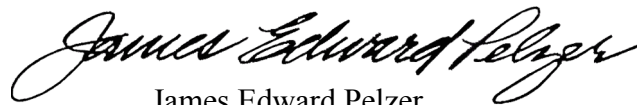
Motion by the appellant pro se for leave to prosecute an appeal from a judgment of the County Court, Westchester County, rendered March 25, 2009, as a poor person, and for the assignment of counsel.

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

ORDERED that the motion is denied, with leave to renew upon proper papers, including the appellant's affidavit setting forth (1) the appellant's full financial situation including all assets, both real and personal, as well as any and all sources of income before conviction, (2) the amount and source of counsel fees paid to retained counsel, (3) the amount and source of any bail money posted prior to conviction, and if bail was the appellant's own money, what happened to the same after conviction, and (4) whether the appellant will be employed upon release from prison.

FLORIO, J.P., MILLER, BALKIN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 13, 2009

PEOPLE v SOMERS, DUANE