

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

M91031  
F/

STEVEN W. FISHER, J.P.  
FRED T. SANTUCCI  
RANDALL T. ENG  
L. PRISCILLA HALL, JJ.

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2008-00493

The People, etc., respondent,  
v Carlin Porter, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 475/07)

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Motion by the appellant pro se for leave to serve and file a supplemental brief on an appeal from a judgment of the County Court, Nassau County, rendered January 11, 2008, and to be furnished with a copy of the typewritten transcript of the proceedings, if any.

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

ORDERED that the motion is granted; and it is further,

ORDERED that the District Attorney shall file the transcript of the proceedings, if any, and the Clerk of this court shall deliver those minutes to the person in charge of the institution wherein the appellant is incarcerated for examination by the appellant; the transcript shall be returned to this court when the appellant files the supplemental brief or informs this court that no supplemental brief will be filed; and it is further,

ORDERED that the appellant shall file nine copies of the supplemental brief and serve one copy on the District Attorney.

August 21, 2009

PEOPLE v PORTER, CARLIN

Page 1.

Upon delivering the minutes to the institution, the Clerk of this court shall advise the appellant of the date by which the minutes are to be returned and the brief filed.

FISHER, J.P., SANTUCCI, ENG, and HALL, JJ., concur.

ENTER:

A handwritten signature in black ink that reads "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer  
Clerk of the Court

*Appellant's Address:*

08 A 4512  
Auburn Corr. Fac.  
P.O. Box 618  
Auburn, New York 13024