

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

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FRED T. SANTUCCI, J.P.
HOWARD MILLER
RUTH C. BALKIN
LEONARD B. AUSTIN, JJ.

2009-06142

The People, etc., plaintiff, v Kelvin Marcelle,
a/k/a Kevin Marcelle, defendant.

(Ind. No. 11087/06)

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

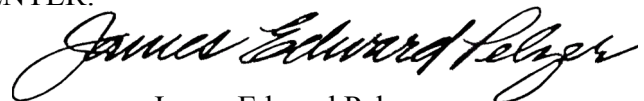
Motion by the defendant pursuant to CPL 460.30 for an extension of time to take an appeal from a judgment of the Supreme Court, Kings County, rendered April 21, 2009, for leave to prosecute the appeal as a poor person, and for the assignment of counsel.

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

ORDERED that the motion is denied.

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

ENTER:



James Edward Pelzer
Clerk of the Court

Appellant's address:
No. A099-102-113
Pike County Corr. Fac.
75 Pike County Blvd.
Lords Valley, PA 18428

August 27, 2009

PEOPLE v MARCELLE, KELVIN, a/k/a MARCELLE, KEVIN