

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

M91444
E/sl

MARK C. DILLON, J.P.
JOSEPH COVELLO
DANIEL D. ANGIOLILLO
LEONARD B. AUSTIN, JJ.

2008-06367

The People, etc., respondent,
v Nolan Lang, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 198/08)

Motion by Martha Hochberger, Esq., counsel assigned to prosecute an appeal from a judgment of the County Court, Nassau County, rendered July 8, 2008, to be relieved on the ground that the appellant has, in effect, abandoned the appeal, by failing to respond to correspondence sent to him by assigned counsel. By order to show cause dated July 1, 2009, the appellant was directed to show cause before this court why an order should or should not be made and entered dismissing the appeal on the ground that he had abandoned the appeal, and the motion by assigned counsel to be relieved was held in abeyance in the interim.

Upon the order to show cause and no papers having been filed in response thereto, and upon the papers filed in support of the motion to be relieved and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion to dismiss the appeal is granted and the appeal is dismissed; and it is further,

ORDERED that the motion by assigned counsel to be relieved is granted.

DILLON, J.P., COVELLO, ANGIOLILLO and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 1, 2009

PEOPLE v LANG, NOLAN