

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

M93642
E/sl

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
HOWARD MILLER
L. PRISCILLA HALL, JJ.

2008-05920

The People, etc., respondent,
v Shawn Kuar, appellant.

DECISION & ORDER ON MOTION
Motion Pro se to Relieve Counsel
of Assignment

(Ind. No. 1202-08)

Motion by the appellant pro se to relieve counsel assigned to prosecute an appeal from a judgment of the County Court, Suffolk County, rendered May 28, 2008, and for leave to proceed pro se, and to file a brief, with exhibits. On November 12, 2008, the appellant's motion to dispense with printing and for assignment of counsel was granted and the following named attorney was assigned as counsel to prosecute the appeal:

Robert C. Mitchell, Esq.
Legal Aid Society of Suffolk County - Appeals Bureau
Post Office Box 1697
Riverhead, New York 11901-3398

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

ORDERED the branch of the motion which is to relieve counsel assigned to prosecute the appeal is granted; and it is further,

ORDERED that the assigned counsel is relieved of the assignment and is directed to deliver any transcripts of the proceedings in his possession and all papers on the appeal to the Clerk of this court; and it is further,

October 26, 2009

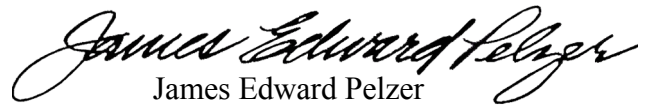
PEOPLE v KUAR, SHAWN

Page 1.

ORDERED that the branch of the motion which is for leave to file a certain brief, with exhibits, is granted to the extent that upon receipt of the properly executed waiver of the right to appellate counsel, the brief that was submitted to the Clerk of the court will be accepted for filing, except that Point II and Exhibit F will be stricken, by the Clerk of this court or his designee.

RIVERA, J.P., FLORIO, MILLER and HALL, JJ., concur.

ENTER:

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

James Edward Pelzer
Clerk of the Court