

Fordham Law School

FLASH: The Fordham Law Archive of Scholarship and History

Decisions in Art. 78 Proceedings

Article 78 Litigation Documents

February 2022

Decision in Art. 78 proceeding - Smith, Maurice (2021-04-05)

Follow this and additional works at: <https://ir.lawnet.fordham.edu/pdd>

Recommended Citation

"Decision in Art. 78 proceeding - Smith, Maurice (2021-04-05)" (2022). Parole Information Project
<https://ir.lawnet.fordham.edu/pdd/374>

This Parole Document is brought to you for free and open access by the Article 78 Litigation Documents at FLASH: The Fordham Law Archive of Scholarship and History. It has been accepted for inclusion in Decisions in Art. 78 Proceedings by an authorized administrator of FLASH: The Fordham Law Archive of Scholarship and History. For more information, please contact tmelnick@law.fordham.edu.

**SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY**

PRESENT: HON. ARTHUR F. ENGORON PART IAS MOTION 37EFM

Justice

-----X

INDEX NO. 452334/2020

IN THE MATTER OF THE APPLICATION OF MAURICE SMITH,

MOTION DATE 03/08/2021

Petitioner,

MOTION SEQ. NO. 001

- v -

TINA STANFORD, THE NEW YORK STATE BOARD OF PAROLE

DECISION + ORDER ON MOTION

Respondent.

-----X

The following e-filed documents, listed by NYSCEF document number (Motion 001) 2, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39

were read on this motion to/for ARTICLE 78 (BODY OR OFFICER).

Upon the foregoing documents, the instant CPLR Article 78 petition by Maurice Smith to annul the Board of Parole Commissioners' October 9, 2019 Denial of Parole to petitioner, which the Appeals Unit of the New York State Board of Parole affirmed on August 24, 2020, is hereby denied solely as moot, as, pursuant to an April 5, 2021 email to this Court's Part Clerk, petitioner subsequently received parole. The Clerk is hereby directed to enter judgment denying and dismissing the instant petition without prejudice solely as moot.



20210405182656AENGORON70597B7F5F084EACB1F058A58658FE61

4/5/2021
DATE

ARTHUR F. ENGORON, J.S.C.

CHECK ONE:

<input checked="" type="checkbox"/>	CASE DISPOSED	<input type="checkbox"/>	NON-FINAL DISPOSITION
<input type="checkbox"/>	GRANTED	<input checked="" type="checkbox"/>	DENIED
<input type="checkbox"/>	SETTLE ORDER	<input type="checkbox"/>	GRANTED IN PART
<input type="checkbox"/>	INCLUDES TRANSFER/REASSIGN	<input type="checkbox"/>	SUBMIT ORDER
		<input type="checkbox"/>	FIDUCIARY APPOINTMENT
		<input type="checkbox"/>	REFERENCE

APPLICATION:

CHECK IF APPROPRIATE: