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

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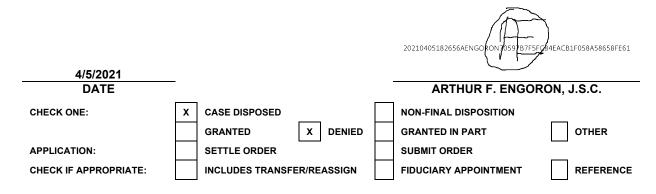
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## SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

PRESENT:	HON. ARTHUR F. ENGORON		PART	IAS MOTION 37EFM
		Justice		
		X	INDEX NO.	452334/2020
IN THE MAT SMITH,	TER OF THE APPLICATION OF MAURIC	E	MOTION DATE	03/08/2021
	Petitioner,		MOTION SEQ. N	<b>o</b> . 001
	- V -			
TINA STANFORD, THE NEW YORK STATE BOARD OF PAROLE		DECISION + ORDER ON MOTION		
	Respondent.			
		X		
•	e-filed documents, listed by NYSCEF docu , 30, 31, 32, 33, 34, 35, 36, 37, 38, 39	ment num	ber (Motion 001)	2, 21, 22, 23, 24, 25,
were read on this motion to/for ARTICLE			E 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.



452334/2020 MAURICE SMITH vs. STANFORD, TINA M. Motion No. 001