

No. \_\_\_\_\_

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IN THE  
**Supreme Court of the United States**

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LASHAWN LEWIS,

*Petitioner,*

v.

STATE OF NEW YORK,

*Respondent.*

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

Pursuant to the provisions of Rule 39 of the Rules of this Court, petitioner Keith Griffin moves to file the attached Petition for a Writ of Certiorari to the New York Court of Appeals, without prepayment of costs and to proceed in forma pauperis.

The petitioner was granted poor person relief in the Fourth Department and appointed counsel. Such assignment continued without an additional order following respondent's appeal to the Court of Appeals. A copy of the assignment order is appended.

Dated: August 1, 2022



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ERIN A. TRESMOND

*Counsel of Record*

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*Counsel for Petitioner*

SUPREME COURT OF THE STATE OF NEW YORK  
Appellate Division, Fourth Judicial Department

**KA 19-00669**

PRESENT: WHALEN, P.J., SMITH, CENTRA, PERADOTTO, AND CARNI, JJ.

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THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

LASHAWN LEWIS, DEFENDANT-APPELLANT.  
Inmate # 18-G-1036 BEDFORD HILLS CORRECTIONAL FACILITY

Indictment No: 2018-01978

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An application having been made for an order granting leave to prosecute an appeal from a judgment of the Supreme Court, Erie County, rendered November 8, 2018, as a poor person, and for other relief,

It is hereby ORDERED that the notice of appeal filed in the Erie County Clerk's Office on November 14, 2018, which lists the indictment number as 01978-2005, shall be treated as valid as to indictment number 2018-01978, pursuant to CPL 460.10 (6), and

It is hereby ORDERED that the application is granted to the extent that the appeal herein may be prosecuted upon one appendix as defined by 22 NYCRR 1000.7(d), with proof of service of one copy on respondent; a certified transcript of the trial or hearing, if any; a copy of the Pre-Sentence Investigation Report, if relevant; a demand for exhibits that are in the control of respondent or a third party with proof of service, when necessary; and an original, five hard copies and one digital copy of appellant's brief reproduced in accordance with 22 NYCRR 1250.8, and

TIMOTHY P. MURPHY, ESQ.  
LEGAL AID BUREAU OF BUFFALO  
290 MAIN ST STE 350  
BUFFALO NY 14202

is hereby assigned as counsel to conduct the appeal, and

It is further ORDERED that the record and briefs are to be filed and served within 120 days of the filing of the transcripts with the Erie County Clerk's Office, and

It is further ORDERED that the Clerk of Erie County provide TIMOTHY P. MURPHY, ESQ., with copies of all papers and

transcripts of stenographic or audiotaped minutes, if any, of the proceedings upon which the appeal is based.

Entered: April 22, 2019

Mark W. Bennett  
Clerk of the Court