

No. _____

In The
Supreme Court of the United States

LAZARUS CASAS,

Petitioner,

v.

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent.

On Petition for a Writ of Certiorari to the
Supreme Court of the State of New York,
Appellate Division, First Department

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Caprice R. Jenerson
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Counsel for Petitioner

May 15, 2025

IN THE SUPREME COURT OF THE UNITED STATES

LAZARUS CASAS,

Petitioner,

v.

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Lazarus Casas moves for leave to proceed *in forma pauperis* and to file the enclosed Petition for a Writ of Certiorari to the Supreme Court of the State of New York, Appellate Division, First Department.

On November 16, 2022, Petitioner was granted leave, pursuant to N.Y. County Law § 722, to so proceed in the Supreme Court of the State of New York, Appellate Division, First Department. On January 5, 2023, Petitioner was assigned counsel as part of the poor person relief granted. Copies of the two orders are attached hereto.

Respectfully submitted,

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Caprice R. Jenerson

Victorien Wu*

**Counsel of Record*

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Counsel for Petitioner

SUPREME COURT OF THE STATE OF NEW YORK
COT]NTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

Against

ORDER GRANTING
DEFENDANT POOR
PERSON RELIEF ON
APPEAL

Lazarus Casa, Defendant

IND. NO.: 71633-22

The Court has exercised its discretion, pursuant to Criminal Procedure Law 380.55, to entertain an application by assigned counsel for an Order Granting Defendant Poor Person Relief on Appeal. In support of the application, assigned counsel represents that defendant wishes to appeal from the judgment of conviction and sentence and has requested that counsel file a Notice of Appeal on his behalf. Counsel further represents that defendant continues to be eligible for assignment of counsel and that granting the application for poor person relief will expedite the appeal. Having heard the application, the defendant's application for poor person relief is hereby granted. The original of this Order shall be filed with the Clerk of Court, who is directed to provide a copy of this order to the Appellate Division First Department when the Notice of Appeal is provided to that court.

It is further ordered that defense counsel must file a copy of this order when filing the Notice of Appeal.

So ordered



HON. NEIL E. ROSS

NOV 16 2022

FILED

NOV 16 2022
SUPREME COURT
NY COUNTY
APPEALS BUREAU

Supreme Court of the State of New York
Appellate Division, First Judicial Department

Present – Hon. Rolando T. Acosta,
Dianne T. Renwick
Sallie Manzanet-Daniels
Barbara R. Kapnick
Troy K. Webber,

Presiding Justice,

Justices.

The People of the State of New York,
Respondent,

Motion No. 2022-04583

Ind. No. 71633/22

Case No. 2022-05191

-against-

Lazarus Casas,
Defendant-Appellant.

An order of the Supreme Court, New York County, having been entered on or about November 16, 2022, inter alia, granting defendant poor person relief, pursuant to CPL 380.55(2), with respect to the appeal taken from the judgment of the Supreme Court, New York County, rendered on or about November 07, 2022,

Now, upon reading and filing the order which granted defendant poor person relief on appeal, and the notice of appeal filed on defendant's behalf,

It is ordered that the appeal shall be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files with this Court an original, five hard copies and, if represented by counsel, one digital copy of such brief, together with the original record, pursuant to Section 1250.9 of the Practice Rules of the Appellate Division.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Caprice R. Jenerson, Esq., Office of the Appellate Defender, 11 Park Place, Suite 1601, New York, New York, 10007, Telephone No. 212-402-4100, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby extended until 180 days from the date of receipt of the complete record.

ENTERED: January 05, 2023

A handwritten signature in black ink, reading "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" and last name "Rojas" clearly distinguishable.

Susanna Molina Rojas
Clerk of the Court