

COURT OF APPEALS NEW FILINGS

Preliminary Appeal Statements processed
by the Court of Appeals Clerk's Office

January 26, 2018 through February 1, 2018

Each week the Clerk's Office prepares a list of recently-filed appeals, indicating short title, jurisdictional predicate, subject matter and key issues. Some of these appeals may not reach decision on the merits because of dismissal, on motion or sua sponte, or because the parties stipulate to withdrawal. Some appeals may be selected for review pursuant to the alternative procedure of Rule 500.11. For those appeals that proceed to briefing in the normal course, the briefing schedule generally will be: appellant's brief to be filed within 60 days after the appeal was taken; respondent's brief to be filed within 45 days after the due date for the filing of appellant's brief; and a reply brief, if any, to be filed within 15 days after the due date for the filing of respondent's brief.

The Court welcomes motions for amicus curiae participation from those qualified and interested in the subject matter of these newly filed appeals. Please refer to Rule 500.23 and direct any questions to the Clerk's Office.

MATTER OF CROAK, A SUSPENDED ATTORNEY:

3RD Dept. App. Div. order of 12/14/17; disbarment of attorney; sua sponte examination whether a substantial constitutional question is directly involved to support an appeal as of right; Attorney and Client--Disciplinary Proceedings--Disbarment--Alleged due process violation; whether the Appellate Division had subject matter jurisdiction over respondent attorney; whether disbarment was excessive penalty and supported by the evidence; whether petitioner deliberately withheld evidence; App. Div., among other things, granted the motion of petitioner Attorney Grievance Committee for the Third Judicial Department to disbar respondent Richard Croak, and disbarred Croak.