

SUPREME COURT OF THE STATE OF NEW YORK  
APPELLATE DIVISION - FIRST DEPARTMENT

-----X  
People of the State of New York :

-against- : Affidavit in Support of  
: Motion to Proceed as a  
: Poor Person & Assignment  
: of Counsel  
: Indictment No. \_\_\_\_\_

\_\_\_\_\_  
Defendant-Appellant :  
-----X

State of New York  
County of \_\_\_\_\_ s.s.:

\_\_\_\_\_, being duly sworn, deposes and says:

1. I am the defendant-appellant in the above-captioned case, and I make this affidavit in support of my motion to proceed in forma pauperis.
2. I am presently in the custody of the Superintendent of \_\_\_\_\_ pursuant to a judgment of the Supreme Court, \_\_\_\_\_ County, rendered on \_\_\_\_\_, convicting me of \_\_\_\_\_, and sentencing me to \_\_\_\_\_.
3. I am unable because of my indigence to pay the costs, fees, and expenses necessary to prosecute this appeal. I am currently incarcerated and am earning \$ \_\_\_\_\_ per week in income.
4. I own \$ \_\_\_\_\_ worth of real property.
5.  I do own a car.  I do **not** own a car.
6. I have \$ \_\_\_\_\_ in savings.
7.  I do collect unemployment.  I do **not** collect unemployment.
8.  I do collect alimony or support  I do **not** collect alimony or support.
9.  I do collect a pension.  I do **not** collect a pension
10.  I do have other sources of income  I do **not** have other sources of income

11.  I was represented in the Supreme Court by:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

an attorney employed by the

Legal Aid Society  Bronx Defender Service

Neighborhood Defender Service,

OR

A member of the 18-b Assigned Counsel Plan,

OR

other assigned counsel (explain),

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OR

retained counsel (explain retainer)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

12 During the trial proceedings, I (check one box):

was incarcerated.

OR

released on my own recognizance.

OR

released on bail in the sum of \$ \_\_\_\_\_, which was posted  
by (fill in details) \_\_\_\_\_

Wherefore, I respectfully ask for an order permitting me to prosecute this appeal as a poor person and I be furnished with the stenographic transcript of this action without fee and that I be assigned an attorney to represent me on appeal and for such other and further relief as may be proper and equitable.

\_\_\_\_\_  
Defendant-Appellant

Sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 2011

\_\_\_\_\_  
Notary Public