

COURT OF APPEALS NEW FILINGS

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

November 20, 2020 through November 26, 2020

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.

BUSH (JEFFERY), PEOPLE v:

2ND Dept. App. Div. order of 7/29/20; affirmance; leave to appeal granted by Rivera, J., 11/9/20;

Crimes--Plea of Guilty--Whether defendant is required to preserve his claim that his guilty plea was not knowing, voluntary and intelligent where he was not made aware that he would be subject to a one-year period of conditional discharge until the sentence was pronounced;

Supreme Court, Kings County, convicted defendant, upon a guilty plea, of criminal possession of a controlled substance in the seventh degree and imposed sentence; App. Div. affirmed.