

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: May 5, 2021

106056

THE PEOPLE OF THE STATE OF
NEW YORK,

Respondent,

v

NICHOLAS SIMON,
Appellant.

AMENDED
DECISION AND ORDER
ON MOTION

Application, pursuant to CPL 460.50, for order staying execution of judgment of County Court, Sullivan County, rendered July 31, 2012, pending appeal and for release on recognizance or bail.

Upon the papers filed in support of the application and the papers filed in opposition thereto, it is

ORDERED that the application is granted, and defendant is released on recognizance pending determination of the appeal, and it is further

ORDERED that defendant shall notify this Court, in writing, within 24 hours of any arrest or charges alleging violation of the Penal Law and/or the Vehicle and Traffic Law, and it is further

ORDERED that defendant shall remain within the State of New York at all times during the pendency of the appeal, with the exception that defendant shall be permitted to travel to and from Wayne County, Pennsylvania, for court appearances in that county, and it is further

ORDERED that defendant shall surrender any passport possessed by him to the Clerk of the Court, and it is further

ORDERED that defendant shall not possess or consume any alcoholic beverages or illegal drugs during the pendency of the appeal, and it is further

ORDERED that defendant shall remain under the supervision of the Sullivan County Probation Department pending determination of the appeal.

ENTER:



Hon. Stan L. Pritzker
Associate Justice