

STATE OF NEW YORK
COUNTY COURT: COUNTY OF GREENE

THE PEOPLE OF THE STATE OF NEW YORK

DECISION
& ORDER

-against -

MARTIN [REDACTED]

Defendant - Appellant.

Appearances:

For the Defendant - Appellant:

Benjamin Goldman Esq., 668 Madison Avenue Albany NY 12208

By: Codruta Antonovici Esq., 108 S Franklin Avenue, Suite 17, Valley Stream NY 11580

For the People:

Greene County District Attorney's Office, 411 Main Street, Catskill NY 12414

By: Jennifer Sandleitner Esq.,

(TAILLEUR, J.)

Presently before the Court is the appeal by Defendant Martin [REDACTED] from, inter alia, the post trial judgment of conviction entered against him by the Town of Cairo Justice Court (Sirago, J.) and sentence imposed for Failing to Exercise Due Care to Avoid Colliding with an Emergency Vehicle in violation of VTL § 1144-a [a].

The People concede that the conviction must be vacated, but seek remittal of the matter to Justice Court [01/27/25 Response].

However, as Defendant's motion to dismiss for a speedy trial violation should have been granted by Justice Court (see, CPL § 170.30 [1][e]; § 30.30[1][d], [e]) there is nothing to remit.

Accordingly, the appeal is hereby **GRANTED**, and it is hereby

ORDERED the judgment of conviction is **VACATED**, the sentence imposed is **SET ASIDE** and Ticket [REDACTED] is **DISMISSED WITH PREJUDICE**.

The Clerk of the Town of Cairo Justice Court shall mark its records accordingly and transmit all necessary documentation necessary to effectuate this Decision and Order (i.e., to T-Sled etc.).

The foregoing constitutes the Decision and Order of the Court.

DATED: February 7, 2025
Catskill, New York

E N T E R

A handwritten signature in black ink, appearing to read 'C. M. Tailleir', is written over a horizontal line.

Hon. Charles M. Tailleir
County Court Judge

Original to Greene County Clerk

Copies via email to:
Town of Cairo Justice Court
Benjamin Goldman Esq; Codruta Antonovici Esq.
DA Stanzione; ADA Sandleitner; PGO
GreeneSupremeandCounty@nycourts.gov

Copy to:
Chambers' file

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