

**SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
FOURTH DEPARTMENT**

The People of the State of New York v. Marques Garrett

People v. Garrett, 2026 NY Slip Op 02595 (N.Y. Ct. App. 2026) · No. KA 24-01571 · Decided April 24, 2026

SUMMARY

The Appellate Division, Fourth Department granted the motion to dismiss the appeal in People v. Garrett. The matter was remitted to Supreme Court, Erie County, to vacate the judgment of conviction and dismiss the indictment.

OPINION

People v. Garrett 2026 NY Slip Op 02595

PER CURIAM.

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April 24, 2026

Appellate Division, Fourth Department

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THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

v

MARQUES GARRETT, DEFENDANT-APPELLANT.

Decided on April 24, 2026

KA 24-01571.

Present: Whalen, P.J., Lindley, Curran, Bannister, And Montour, JJ. (Filed Apr. 24, 2026.)

MEMORANDUM AND ORDER

Motion to dismiss appeal granted. Matter remitted to Supreme Court, Erie County, to vacate judgment of conviction and dismiss indictment (*see* People v Matteson, 75 NY2d 745, 747 [1989]).

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