

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

People v. H.A.

2026 NY Slip Op 01467 (N.Y. Ct. App. 2026) · No. Ind. No. 71439/23; SCI Nos. 74364/23, 71070/24; Appeal Nos. 6112-6113-6114; Case Nos. 2025-02339, 2025-02340, 2025-02341 · Decided March 17, 2026

SUMMARY

The Appellate Division, First Department, unanimously modified the judgments against H.A. by vacating the mandatory surcharge and fees imposed at sentencing, while otherwise affirming. The court exercised its interest-of-justice authority and noted that the People did not oppose the relief.

OPINION

PER CURIAM.

People v H.A. (2026 NY Slip Op 01467) People v H.A. 2026 NY Slip Op 01467 Decided on March 17, 2026 Appellate Division, First Department Published by New York State Law Reporting Bureau pursuant to Judiciary Law § 431. This opinion is uncorrected and subject to revision before publication in the Official Reports. Decided and Entered: March 17, 2026 Before: Webber, J.P., Friedman, González, O'Neill Levy, Michael, JJ. Ind. No. 71439/23|SCI Nos. 74364/23, 71070/24|Appeal No. 6112-6113-6114|Case No. 2025-02339, 2025-02340, 2025-02341|[*1]The People of The State of New York, Respondent, v H.A., Defendant-Appellant.

Jenay Nurse Guilford, Center for Appellate Litigation, New York (David J. Klem of counsel), for appellant. Judgments, Supreme Court, New York County (Laura A. Ward, J.), rendered April 8, 2025, unanimously modified, as a matter of discretion in the interest of justice, to the extent of vacating the surcharge and fees imposed on defendant at sentencing, and otherwise affirmed.

Based on our own interest of justice powers, we vacate the mandatory surcharge and fees imposed on defendant at sentencing (People v Chirinos, 190 AD3d 434 [1st Dept 2021]). We note that the People do not oppose this relief. THIS CONSTITUTES THE DECISION AND ORDER OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT. ENTERED: March 17, 2026 Counsel for appellant is referred to § 606.5, Rules of the Appellate Division, First Department.