

SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
SECOND JUDICIAL DEPARTMENT

People ex rel. Boksenbaum v. Richards

Boksenbaum, 2026 NY Slip Op 01525 (Supreme Court of the State of New York Appellate Division Second
Judicial Department 2026) · No. 2026-02530 · Decided March 18, 2026

SUMMARY

The Appellate Division, Second Department dismissed a writ of habeas corpus seeking reasonable bail for Juan Gomez under a Queens County indictment. The court held that the Supreme Court, Queens County's bail determination did not violate constitutional or statutory standards.

CASE DETAILS

COURT	Supreme Court of the State of New York, Appellate Division, Second Judicial Department
WRITING FOR THE COURT	Mark C. Dillon, J.P.; Valerie Brathwaite Nelson, J.; Laurence L. Love, J.; James P. McCormack, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Second Judicial Department
DECIDED	March 18, 2026
DOCKET	2026-02530
DISPOSITION	dismissed
PROCEDURAL POSTURE	Application for a writ of habeas corpus in the nature of an application to set reasonable bail concerning Juan Gomez upon Queens County Indictment No. 73343/2025.
STANDARD OF REVIEW	Whether the lower court's bail determination violated constitutional or statutory standards.
PRECEDENTIAL VALUE	Published
PARTIES	The People of the State of New York, ex rel. Anna Boksenbaum, on behalf of Juan Gomez, petitioner v. Stanley Richards, respondent

TOPICS

- bail
- habeas corpus
- criminal procedure
- due process

PRACTICE AREAS

criminal procedure bail habeas corpus post-conviction relief

QUESTIONS PRESENTED

1. Whether the Supreme Court, Queens County's bail determination concerning Juan Gomez violated constitutional or statutory standards.

HOLDINGS

1. The Supreme Court, Queens County's bail determination did not violate constitutional or statutory standards, so the writ of habeas corpus was dismissed.

KEY QUOTATIONS

*“ADJUDGED that the writ is dismissed, without costs or disbursements.” (*1)*

FACTUAL BACKGROUND

The proceeding concerned Juan Gomez, who was held in connection with Queens County Indictment No. 73343/2025. The petitioner sought a writ of habeas corpus to set reasonable bail. The Appellate Division determined that the Supreme Court, Queens County, had not violated constitutional or statutory standards in making its bail determination.

PROCEDURAL HISTORY

The petitioner sought habeas corpus relief challenging the bail determination made by the Supreme Court, Queens County. The Appellate Division dismissed the writ, concluding that the lower court's determination did not violate constitutional or statutory standards.

DISPOSITION

dismissed

CASES CITED

- People ex rel. Klein v. Krueger, 25 NY2d 497, 499
- People ex rel. Rosenthal v. Wolfson, 48 NY2d 230

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