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Post-Trial Proceedings

People v. Maynard, 80 Misc. 2d 279 - NY:  
Supreme Court, New York 1974

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5-15-1973

## **Motion to Vacate Judgment (C. P. L. § 440.10; §440. 20)**

Supreme Court, New York County

At a Criminal Term, Part  
of the Supreme Court of the  
State of New York, held in  
and for the County of New  
York, on the 15<sup>th</sup> day of  
May, 1973

PRESENT:

HON. IRVING LANG,

Justice

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:  
THE PEOPLE OF THE STATE  
OF NEW YORK,                   :  
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-----x

v.

WILLIAM A. MAYNARD, JR.,

Defendant.

Indictment No. 3937/69

The above named defendant, having filed a motion to vacate  
judgment pursuant to C.P.L. §440.10 or in the alternative to set  
aside the sentence under C.P.L. §440.20,

NOW, upon reading the affidavit of his counsel, Lewis M.  
Steel, and upon the motion of counsel, it is

ORDERED, that the Commissioner of Corrections of the  
City of New York or his agents, maintain the above named  
defendant in their custody at the Men's House of Detention, 125  
White Street, New York, New York, until such time as the above  
mentioned motions are determined and that he produce said  
defendant in the Supreme Court of the State of New York, New

York County, 100 Centre Street, on the 11th day of June, 1973, at  
9:30 o'clock in the forenoon and on any and all adjournment dates  
of his motions for a new trial.

E N T E R,

/s/ Irving Lang  
J.S.C.

DATE MAY 15 1973  
I hereby certify that the foregoing  
paper is a true copy of the original  
thereof, filed in my office  
*Hannah Perlman*  
County Clerk and Clerk of the  
Supreme Court New York County  
NO FEE - OFFICIAL USE

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----x  
PEOPLE OF THE STATE OF NEW YORK, :  
v. : Indictment No.  
3937/67  
WILLIAM A. MAYNARD, JR., :  
Defendant. : AFFIDAVIT  
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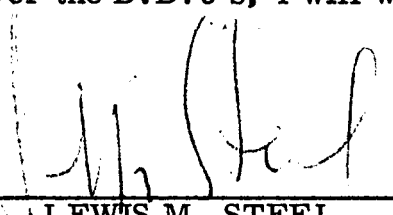
STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

LEWIS M. STEEL, being duly sworn, deposes and says:

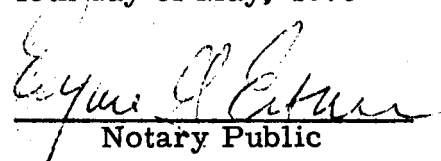
1. I am the attorney for the defendant and make this affidavit in support of the attached order.

2. This order is required because on May 14, 1973, I was informed that the Department of Corrections was preparing to ship the defendant to Clinton, contrary to Judge Sandifer's order of February 16, 1973.

3. I need to confer with the defendant on a constant basis at the present time as a result of the pending motions and continuing investigation. Additionally, if Your Honor turns over the D.D. 5's, I will want to confer with the defendant as to these.

  
LEWIS M. STEEL

Sworn to before me this  
15th day of May, 1973

  
Notary Public

EUGENE G. EISNER  
Notary Public, State of New York  
No. 31-6167250  
Qualified in New York County  
Commission Expires March 30, 1974