

**Town of Orleans Justice Court**  
PO Box 206  
20558 Sunrise Avenue  
La Fargeville, New York 13656  
Phone: 315 658-2272  
Fax: 315 658-2065

Hon. David M. Morse

October 23rd, 2025

People of the State of New York vs. Andrii [REDACTED]  
Docket #: 25050028

Charge: VTL 1110A Failure to Obey Traffic Control Device

**Decision on Motions**

There are four (4) motions before this court by the Defense. A response in opposition of these motions has been filed by the People. The defense also submitted a letter of objection to the People's Certificate of Compliance (addressed in court on October 7<sup>th</sup>, 2025). After reviewing the Defense's motions and letter and the People's response, the court decision is as follows:

1. Order to Dismiss Because the Supporting Deposition is Facially Sufficient:

The offense charged is Failure to Obey Traffic Control Device. No where on the Simplified Information or the Supporting Deposition is the Traffic Control Device that is alleged to have been disregarded mentioned. The traffic control device is a major element of this offense and needs to be addressed to make the Accusatory Instrument and the Supporting Deposition Facially Sufficient.

Motion Granted.

Case Dismissed.

2. Motion to Dismiss because the supporting deposition fails to list all the elements of the charged offense.

As stated above.

Motion granted.

Case Dismissed.

3. Motion to Dismiss Pursuant to CPL Sec. 30.30.

CPL Section 30.30 does not apply to cases where only a traffic infraction is charged. See *People vs. Waksal* 75 Misc.3d 129(A) and *People vs. Galindo*, 38 NY3d199 (2022).

Motion Denied.

4. Request for Discovery

Request is moot as this case is Dismissed.

Respectfully,

A handwritten signature in black ink, appearing to read 'DMorse', with a long horizontal flourish extending to the right.

Hon. David M. Morse  
Town of Orleans Justice

CC: ADA Kyle, File