

## New York Court of Appeals Roundup: Court Decides Issue of License Revocation Upon Driver's Refusal to Submit to Blood Test

03.16.22



In their column in the *New York Law Journal*, Litigation Partners Bill Russell and Linton Mann III discuss *Matter of Endara-Caicedo v. New York State Department of Motor Vehicles*, where the Court of Appeals addressed the circumstances in which a motorist will be subject to revocation of her driver's license for refusing to submit to a chemical blood alcohol test. The majority held that a motorist cannot avoid revocation even when the request to submit to a test takes place more than two hours after the arrest, even though a two hour temporal limitation does apply to the use of that refusal as evidence in a subsequent criminal proceeding.

To read the full article, please [click here](#).

### Authors and Contacts

[William Russell, Jr.](#)

Partner

[wrussell@stblaw.com](mailto:wrussell@stblaw.com)

+1-212-455-3979

[Linton Mann III](#)

Partner

[lmann@stblaw.com](mailto:lmann@stblaw.com)

+1-212-455-2654



