

Supreme Court of the State of New York  
Appellate Division: Second Judicial Department

D12276  
Y/cb

\_\_\_\_\_AD3d\_\_\_\_\_

Submitted - June 30, 2006

A. GAIL PRUDENTI, P.J.  
ROBERT W. SCHMIDT  
GLORIA GOLDSTEIN  
REINALDO E. RIVERA  
ROBERT A. LIFSON, JJ.

---

2005-02604

DECISION & ORDER

The People, etc., respondent,  
v Marvin Kellyman, appellant.

(Ind. No. 590/04)

---

Lynn W. L. Fahey, New York, N.Y. (Winston McIntosh of counsel), for appellant.

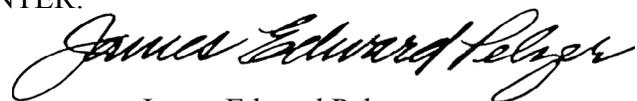
Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Cynthia Kean of counsel; Robert W. Ho on the memorandum), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Kings County (Gerges, J.), imposed February 23, 2005, on the ground that the sentence is excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., SCHMIDT, GOLDSTEIN, RIVERA and LIFSON, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

October 17, 2006

PEOPLE v KELLYMAN, MARVIN