

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

D14180
C/cb

_____AD3d_____

Submitted - November 3, 2006

WILLIAM F. MASTRO, J.P.
REINALDO E. RIVERA
ROBERT A. SPOLZINO
ANITA R. FLORIO, JJ.

2005-10628

DECISION & ORDER

The People, etc., respondent,
v Anthony Calderon, appellant.

(SCI. No. 05-113)

Stephen J. Pittari, White Plains, N.Y. (David B. Weisfuse of counsel), for appellant.

Janet DiFiore, District Attorney, White Plains, N.Y. (Lois Cullen Valerio, Richard Longworth Hecht, and Anthony J. Servino of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Westchester County (Walker, J.), rendered October 6, 2005, convicting him of criminal contempt in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

The defendant's contentions on the appeal from the judgment are unpreserved for appellate review as they were not raised before the County Court at the time of sentencing (*see People v Nieves*, 2 NY3d 310, 315; *People v Johnson*, 16 AD3d 521, 522). To the extent that the appellant seeks review of a post-judgment order entered March 1, 2006, that order is not properly before this court.

MASTRO, J.P., RIVERA, SPOLZINO and FLORIO, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

March 6, 2007

PEOPLE v CALDERON, ANTHONY