

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

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_____AD3d_____

Argued - February 27, 2007

REINALDO E. RIVERA, J.P.
DAVID S. RITTER
GLORIA GOLDSTEIN
DANIEL D. ANGIOLILLO, JJ.

2004-07953

DECISION & ORDER

The People, etc., respondent,
v Jennie Chambers, appellant.

(Ind. No. 211/03)

Lynn W. L. Fahey, New York, N.Y. (Barbara Lerner and Denise A. Corsi of counsel),
for appellant.

Daniel M. Donovan, Jr., District Attorney, Staten Island, N.Y. (Karen F. McGee and
Anne Crick of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Richmond County
(Giacobbe, J.), rendered August 20, 2004, convicting her of assault in the third degree, tampering
with a witness in the second degree, and intimidating a witness in the second degree, upon a jury
verdict, and imposing sentence.

ORDERED that the judgment is affirmed.

The defendant's contention that her convictions of assault in the third degree,
tampering with a witness in the second degree, and intimidating a witness in the second degree were
not supported by legally sufficient evidence is unpreserved for appellate review (*see People v Gray*,
86 NY2d 10, 19-21). In any event, viewing the evidence in the light most favorable to the
prosecution (*see People v Contes*, 60 NY2d 620), we find that it was legally sufficient to establish
beyond a reasonable doubt the defendant's guilt of these crimes (*see People v Calabria*, 3 NY3d 80,
81-82). Moreover, upon the exercise of our factual review power (*see CPL 470.15[5]*), we are
satisfied that the verdict of guilt was not against the weight of the evidence (*see People v Romero*,
7 NY3d 633).

March 27, 2007

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The defendant's remaining contentions are without merit.

RIVERA, J.P., RITTER, GOLDSTEIN and ANGIOLILLO, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive style with a large, sweeping initial "J".

James Edward Pelzer
Clerk of the Court