

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

D14980
C/gts

_____AD3d_____

Submitted - February 23, 2007

A. GAIL PRUDENTI, P.J.
ROBERT W. SCHMIDT
DAVID S. RITTER
PETER B. SKELOS
DANIEL D. ANGIOLILLO, JJ.

2005-10052

DECISION & ORDER

The People, etc., respondent,
v Tony Malloy, appellant.

(Ind. No. 403/03)

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

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Merri Turk Lasky of counsel; Lorrie A. Zinno on the memorandum), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Hanophy, J.), imposed October 6, 2005, on the ground that the sentence is excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., SCHMIDT, RITTER, SKELOS and ANGIOLILLO, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

May 1, 2007

PEOPLE v MALLOY, TONY