

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

D15607  
C/cb

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Submitted - March 30, 2007

A. GAIL PRUDENTI, P.J.  
WILLIAM F. MASTRO  
GABRIEL M. KRAUSMAN  
ROBERT A. LIFSON  
RUTH C. BALKIN, JJ.

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2006-03726

DECISION & ORDER

The People, etc., respondent,  
v Aceno Batista, appellant.

(Ind. No. 5640/05)

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Steven Banks, New York, N.Y. (Eve Kessler of counsel), for appellant.

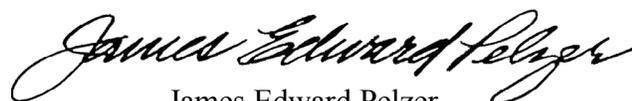
Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Morgan J. Dennehy of counsel), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Kings County (D'Emic, J.), imposed March 29, 2006, on the ground that the sentence is excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., MASTRO, KRAUSMAN, LIFSON and BALKIN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 19, 2007

PEOPLE v BATISTA, ACENO