

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

D16364  
C/cb

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Submitted - September 5, 2007

REINALDO E. RIVERA, J.P.  
GABRIEL M. KRAUSMAN  
ANITA R. FLORIO  
EDWARD D. CARNI  
RUTH C. BALKIN, JJ.

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2005-06951

DECISION & ORDER

The People, etc., respondent,  
v Joseph A. Wright, appellant.

(Ind. No. 4/05)

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David Goodman, Poughkeepsie, N.Y. (Steven Levine of counsel), for appellant.

William V. Grady, District Attorney, Poughkeepsie, N.Y. (Heather A. Ryan of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Dutchess County (Hayes, J.), rendered July 6, 2005, convicting him of robbery in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

The County Court providently exercised its discretion in denying the defendant's request for youthful offender status, given that, inter alia, the defendant, who had a prior criminal record, displayed what appeared to be a handgun during this premeditated robbery (*see* CPL 720.10; 720.20; *People v Moralez*, 267 AD2d 334; *People v Johnson*, 220 AD2d 775, 776; *People v Vera*, 206 AD2d 494).

RIVERA, J.P., KRAUSMAN, FLORIO, CARNI and BALKIN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

October 2, 2007

PEOPLE v WRIGHT, JOSEPH A.