

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

D16798
W/kmg

_____AD3d_____

Submitted - October 17, 2007

STEPHEN G. CRANE, J.P.
DAVID S. RITTER
STEVEN W. FISHER
JOSEPH COVELLO
THOMAS A. DICKERSON, JJ.

2005-07372

DECISION & ORDER

The People, etc., respondent,
v Sherry Miglorisi, appellant.

(Index No. 1068/05)

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

William V. Grady, District Attorney, Poughkeepsie, N.Y. (Bridget Rahilly Steller of counsel), for respondent.

Appeal by the defendant from an amended judgment of the County Court, Dutchess County (Dolan, J.), rendered July 12, 2005, which, upon transfer from the County Court, Albany County, revoked a sentence of probation previously imposed by the County Court, Albany County (Lamont, J.), and upon finding that she violated a condition thereof, and upon her plea of guilty, imposed a sentence of imprisonment upon her previous conviction of possession of a controlled substance in the fifth degree under Albany County Superior Court Information No. 76/01.

ORDERED that the amended judgment is affirmed.

We have reviewed the record and agree with the defendant's assigned counsel that there are no nonfrivolous issues which could be raised on appeal. Counsel's application for leave to withdraw as counsel is granted (*see Anders v California*, 386 US 738; *People v Paige*, 54 AD2d 631; *cf. People v Gonzalez*, 47 NY2d 606).

CRANE, J.P., RITTER, FISHER, COVELLO and DICKERSON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 7, 2007

PEOPLE v MIGLORISI, SHERRY