

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

D18807  
X/kmg

\_\_\_\_\_AD3d\_\_\_\_\_

Submitted - March 11, 2008

WILLIAM F. MASTRO, J.P.  
DAVID S. RITTER  
EDWARD D. CARNI  
WILLIAM E. McCARTHY, JJ.

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2006-06993

DECISION & ORDER

The People, etc., respondent,  
v Charles Crosland, appellant.

(Ind. No. 05-00693)

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Harold, Salant, Strassfield & Spielberg, White Plains, N.Y. (Rachel J. Filasto of counsel), for appellant.

Janet DiFiore, District Attorney, White Plains, N.Y. (Hae Jin Liu, Richard Longworth Hecht, and Anthony J. Servino of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Westchester County (Cacace, J.), rendered June 28, 2006, convicting him of criminal possession of a controlled substance in the fourth degree, upon a jury verdict, and imposing sentence.

ORDERED that the judgment is affirmed.

The defendant's contention that he was deprived of a fair trial because of prosecutorial misconduct is unpreserved for appellate review (*see* CPL 470.05[2]) and, in any event, does not require reversal (*see People v Hearn*s, 33 AD3d 722; *People v Davis*, 28 AD3d 787).

MASTRO, J.P., RITTER, CARNI and McCARTHY, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

April 8, 2008

PEOPLE v CROSLAND, CHARLES