

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

D19343  
G/kmg

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

Submitted - April 24, 2008

A. GAIL PRUDENTI, P.J.  
HOWARD MILLER  
EDWARD D. CARNI  
CHERYL E. CHAMBERS, JJ.

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2006-09029

DECISION & ORDER

The People, etc., respondent,  
v Kevin Trench, appellant.

(Ind. No. 326/06)

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Martin Geoffrey Goldberg, Franklin Square, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Margaret Mainusch and Andrew Fukuda of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Nassau County (Honorof, J.), rendered September 12, 2006, convicting him of criminal contempt in the first degree, upon a jury verdict, and imposing sentence.

ORDERED that the judgment is affirmed.

Contrary to the defendant's contention, the County Court properly allowed the People to adduce evidence of certain bad acts and a prior crime, upon which an order of protection in favor of the complainant was issued, since such evidence was directly relevant to the issue of the defendant's intent and motive, and its probative value outweighed its potential for prejudice (*see People v Alvino*, 71 NY2d 233; *People v Zollo*, 47 AD3d 958; *People v Flores*, 40 AD3d 876; *People v Woodson*, 31 AD3d 678; *People v Hanson*, 30 AD3d 537).

PRUDENTI, P.J., MILLER, CARNI and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

May 20, 2008

PEOPLE v TRENCH, KEVIN