

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

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_____AD3d_____

Submitted - February 29, 2008

A. GAIL PRUDENTI, P.J.
ROBERT A. LIFSON
MARK C. DILLON
WILLIAM E. McCARTHY
CHERYL E. CHAMBERS, JJ.

2007-09032

DECISION & ORDER

The People, etc., respondent,
v Nelson Zuniga, appellant.

(Ind. No. 1569/04)

John F. McGlynn, Rockville Centre, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Robert A. Schwartz and Laurie K. Gibbons of counsel), for respondent.

Appeal by the defendant, as limited by his motion, from a resentence of the County Court, Nassau County (Sullivan, J.), imposed September 21, 2007, on the ground that the resentence was excessive.

ORDERED that the resentence is affirmed. No opinion.

PRUDENTI, P.J., LIFSON, DILLON, McCARTHY and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

May 20, 2008

PEOPLE v ZUNIGA, NELSON