

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

D19693  
K/nl

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Argued - May 30, 2008

ANITA R. FLORIO, J.P.  
DANIEL D. ANGIOLILLO  
WILLIAM E. McCARTHY  
THOMAS A. DICKERSON, JJ.

2008-04710

DECISION & JUDGMENT

The People, etc., ex rel. Lawrence S. Kerben, on behalf  
of Mario Veletenga, petitioner, v Warden, VCBC  
Correctional Facility, respondent.

Lawrence S. Kerben, Kew Gardens, N.Y., petitioner pros e.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (Kristina Sapaskis of  
counsel), for respondent.

Writ of habeas corpus in the nature of an application to release the defendant on his  
own recognizance or, in the alternative, fixing bail upon Queens County Indictment No. 583/02.

ADJUDGED that the writ is dismissed, without costs or disbursements.

The determination of the Supreme Court, Queens County, was not an improvident  
exercise of discretion, and did not violate "constitutional or statutory standards" (*People ex rel. Klein  
v Kruger*, 25 NY2d 497, 499; see *People ex rel. Rosenthal v Wolfson*, 48 NY2d 230).

FLORIO, J.P., ANGIOLILLO, McCARTHY and DICKERSON, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 3, 2008

PEOPLE EX REL. KERBEN, on behalf of VELETENGA v WARDEN, VCBC  
CORRECTIONAL FACILITY