

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

D19746
O/prt

_____AD3d_____

Submitted - May 20, 2008

REINALDO E. RIVERA, J.P.
DAVID S. RITTER
HOWARD MILLER
MARK C. DILLON, JJ.

2006-02444

DECISION & ORDER

People of State of New York, respondent,
v Casimiro A. Solis, appellant.

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 order of the County Court, Dutchess County (Hayes, J.), dated February 10, 2006, which, after a hearing, designated him a level two sex offender pursuant to Correction Law article 6-C.

ORDERED that the order is affirmed, without costs or disbursements.

Contrary to the defendant's contention, the County Court's determination to designate him a level two sex offender was supported by clear and convincing evidence, and thus, should not be disturbed (*see* Correction Law § 168-n[3]; *People v Ortega*, 49 AD3d 704; *People v Bula*, 41 AD3d 569).

RIVERA, J.P., RITTER, MILLER and DILLON, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

June 24, 2008

PEOPLE OF STATE OF NEW YORK v SOLIS