

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

D20318
W/kmg

_____AD3d_____

Submitted - May 30, 2008

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

2007-06369

DECISION & ORDER

The People, etc., respondent,
v Leighton Powell, appellant.

(Ind. No. 2211-05)

Robert C. Mitchell, Riverhead, N.Y. (Alfred J. Cicale of counsel), for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Karla Lato of counsel), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the County Court, Suffolk County (Braslow, J.), imposed June 8, 2007, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed. No opinion.

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

ENTER:



James Edward Pelzer
Clerk of the Court

September 16, 2008

PEOPLE v POWELL, LEIGHTON