

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

D21020
C/kmg

_____AD3d_____

Submitted - September 26, 2008

A. GAIL PRUDENTI, P.J.
ROBERT A. SPOLZINO
HOWARD MILLER
JOSEPH COVELLO
CHERYL E. CHAMBERS, JJ.

2006-05542

DECISION & ORDER

The People, etc., respondent,
v Leon Scarlett, appellant.

(Ind. No. 10313/05)

Lynn W. L. Fahey, New York, N.Y. (David P. Greenberg of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Jill A. Gross-Marks of counsel; Michelle Kaszuba on the memorandum), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Buchter, J.), imposed April 12, 2006, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., SPOLZINO, MILLER, COVELLO and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 12, 2008

PEOPLE v SCARLETT, LEON