

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

D22596
T/kmg

_____AD3d_____

Argued - February 13, 2009

WILLIAM F. MASTRO, J.P.
JOSEPH COVELLO
RANDALL T. ENG
JOHN M. LEVENTHAL, JJ.

2006-07102

DECISION & ORDER

The People, etc., respondent,
v Dejuma Campbell, appellant.

(Ind. No. 1910/05)

Steven Banks, New York, N.Y. (Steven R. Berko of counsel), for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Victor Barall of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Kings County (Konviser, J.), rendered July 13, 2006, convicting him of criminal possession of a controlled substance in the seventh degree, upon a jury verdict, and imposing sentence.

ORDERED that the judgment is affirmed.

The defendant has failed to demonstrate that he possesses the requisite standing (*cf. Powers v Ohio*, 499 US 400, 410-415) to assert that the public's First Amendment right to attend his trial was violated as a result of the procedures employed by the trial court in conducting a *Hinton* hearing in this case (*see People v Hinton*, 31 NY2d 71, *cert denied* 410 US 911).

MASTRO, J.P., COVELLO, ENG and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 2, 2009

PEOPLE v CAMPBELL, DEJUMA