

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

D24560
W/prt

_____AD3d_____

Submitted - July 31, 2009

A. GAIL PRUDENTI, P.J.
ROBERT A. SPOLZINO
ANITA R. FLORIO
THOMAS A. DICKERSON
L. PRISCILLA HALL, JJ.

2008-10776

DECISION & ORDER

The People, etc., respondent,
v Brian Victory, appellant.

(Ind. No. 6408/07)

Steven Banks, New York, N.Y. (Adrienne M. Gantt of counsel), for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Morgan J. Dennehy of counsel; Jewel-Ann Cornelius on the memorandum), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Kings County (Mangano, Jr., J.), imposed October 27, 2008, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., SPOLZINO, FLORIO, DICKERSON and HALL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 29, 2009

PEOPLE v VICTORY, BRIAN