

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

D25007
C/kmg

_____AD3d_____

Submitted - October 20, 2009

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
HOWARD MILLER
L. PRISCILLA HALL, JJ.

2008-01539

DECISION & ORDER

The People, etc., respondent,
v Jeffrey Woods, appellant.

(Ind. No. 1279/06)

Matthew Muraskin, Port Jefferson, N.Y., for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Edward A. Bannan of counsel),
for respondent.

Appeal by the defendant from a judgment of the County Court, Suffolk County
(Braslow, J.), rendered February 2, 2007, convicting him of attempted criminal sale of a controlled
substance in the third degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

The defendant's purported waiver of his right to appeal was not valid (*see People v Moyett*, 7 NY3d 892, 893; *People v Lopez*, 6 NY3d 248, 257). However, contrary to the defendant's contention, his plea of guilty was knowingly, voluntarily, and intelligently entered (*see People v Garcia*, 92 NY2d 869, 870; *People v Fiumefreddo*, 82 NY2d 536, 543; *People v Grimes*, 35 AD3d 882, 883).

The defendant's remaining contention is without merit.

RIVERA, J.P., FLORIO, MILLER and HALL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 10, 2009

PEOPLE v WOODS, JEFFREY