

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

D27930
Y/prt

_____AD3d_____

Submitted - June 1, 2010

STEVEN W. FISHER, J.P.
PLUMMER E. LOTT
LEONARD B. AUSTIN
SANDRA L. SGROI, JJ.

2008-05250

DECISION & ORDER

The People, etc., respondent,
v Sidney Elisa, appellant.

(Ind. No. 5764/04)

Lynn W. L. Fahey, New York, N.Y., for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove, Shulamit Rosenblum Nemece, and David Korngold of counsel), for respondent.

Appeal by the defendant, as limited by his brief, from a sentence of the Supreme Court, Kings County (Reichbach, J.), imposed November 14, 2007, upon his conviction of manslaughter in the first degree, after a nonjury trial, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The sentence imposed was not excessive (*see* CPL 470.15[6][b]; Penal Law § 1.05[6]; *People v Suitte*, 90 AD2d 80).

FISHER, J.P., LOTT, AUSTIN and SGROI, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 29, 2010

PEOPLE v ELISA, SIDNEY