

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

D28419
Y/kmg

_____AD3d_____

Submitted - July 30, 2010

A. GAIL PRUDENTI, P.J.
PETER B. SKELOS
ANITA R. FLORIO
JOHN M. LEVENTHAL
LEONARD B. AUSTIN, JJ.

2009-03494

DECISION & ORDER

The People, etc., respondent,
v Joseph Caraballo, appellant.

(S.C.I. No. 219/08)

Steven Banks, New York, N.Y. (Joanne Legano Ross of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Merri Turk Lasky of counsel; Lorrie A. Zinno on the brief), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Chin-Brandt, J.), imposed March 12, 2009, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., SKELOS, FLORIO, LEVENTHAL and AUSTIN, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court

September 28, 2010

PEOPLE v CARABALLO, JOSEPH