

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

D28439  
S/nl

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Argued - September 14, 2010

REINALDO E. RIVERA, J.P.  
THOMAS A. DICKERSON  
RANDALL T. ENG  
LEONARD B. AUSTIN, JJ.

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2010-08626

DECISION & JUDGMENT

The People, etc., ex rel. Jean K. Melino, on behalf of Joanne Baker, petitioner, v Kevin Cheverko, Acting Commissioner of the Westchester County Department of Correction, et al., respondents.

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Tilem & Campbell, White Plains, N.Y. (Jean K. Melino pro se of counsel), for petitioner.

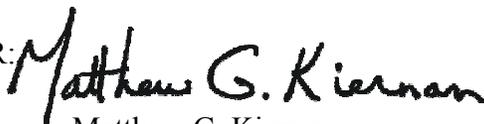
Janet DiFiore, District Attorney, White Plains, N.Y. (John James Sergi, Steven A. Bender, and Adam Citron of counsel), for respondent.

Writ of habeas corpus in the nature of an application for bail reduction upon Westchester County Indictment No. 00670-09 to release the defendant on her own recognizance or, in the alternative, fixing bail.

ADJUDGED that the writ is dismissed, without costs or disbursements.

The determination of the County Court, Westchester County, was not an improvident exercise of discretion, and did not violate "constitutional or statutory standards" (*People ex rel. Klein v Kruger*, 25 NY2d 497, 499; see *People ex rel. Rosenthal v Wolfson*, 48 NY2d 230).

RIVERA, J.P., DICKERSON, ENG and AUSTIN, JJ., concur.

ENTER:   
Matthew G. Kiernan  
Clerk of the Court

September 14, 2010

PEOPLE EX REL. MELINO, on behalf of BAKER v CHEVERKO