

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

D30845  
O/prt

\_\_\_\_\_AD3d\_\_\_\_\_

Argued - March 24, 2011

REINALDO E. RIVERA, J.P.  
THOMAS A. DICKERSON  
PLUMMER E. LOTT  
JEFFREY A. COHEN, JJ.

2009-07622

DECISION & ORDER

The People, etc., respondent,  
v Jewel Sudhan, appellant.

(Ind. No. 87/08)

Lynn W. L. Fahey, New York, N.Y. (Joshua M. Levine of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (Gary Fidel and Edward D. Saslaw of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Queens County (Blumenfeld, J.), rendered June 26, 2009, convicting him of robbery in the third degree, grand larceny in the fourth degree (two counts), criminal possession of stolen property in the fourth degree (two counts), criminal possession of stolen property in the fifth degree (two counts), and conspiracy in the fourth degree, upon a jury verdict, and imposing sentence.

ORDERED that the judgment is affirmed.

Contrary to the defendant's contention, the accomplice's testimony was sufficiently corroborated (*see* CPL 60.22[1]; *People v Reome*, 15 NY3d 188, 194; *People v Cortez*, 81 AD3d 742).

The defendant's contention that the Supreme Court erred in its jury instruction for the

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conspiracy count is not preserved for appellate review (*see* CPL 470.05[2]), and we decline to reach it in the exercise of our interest of justice jurisdiction.

RIVERA, J.P., DICKERSON, LOTT and COHEN, JJ., concur.

ENTER:

  
Matthew G. Kiernan  
Clerk of the Court