

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

D33398  
C/kmb

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

Submitted - August 26, 2011

REINALDO E. RIVERA, J.P.  
RANDALL T. ENG  
JOHN M. LEVENTHAL  
ROBERT J. MILLER, JJ.

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2010-05965

DECISION & ORDER

The People, etc., respondent,  
v Randall Robinson, appellant.

(Ind. No. 2734/09)

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Robert C. Mitchell, Riverhead, N.Y. (Alfred J. Cicale of counsel), for appellant.

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

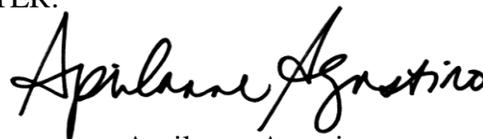
Appeal by the defendant, as limited by his motion, from a sentence of the County  
Court, Suffolk County (Kahn, J.), imposed June 7, 2010, on the ground that the sentence was  
excessive.

ORDERED that the sentence is affirmed.

Since the defendant pleaded guilty with the understanding that he would receive the  
sentence which was thereafter actually imposed, he has no basis now to complain that the sentence  
was excessive (*see People v Bunn*, 79 AD3d 1143; *People v Kazepis*, 101 AD2d 816).

RIVERA, J.P., ENG, LEVENTHAL and MILLER, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

December 27, 2011

PEOPLE v ROBINSON, RANDALL