

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

D33518
S/nl

_____AD3d_____

Argued - December 19, 2011

PETER B. SKELOS, J.P.
L. PRISCILLA HALL
LEONARD B. AUSTIN
ROBERT J. MILLER, JJ.

2011-11541

DECISION & JUDGMENT

The People, etc., ex rel. Patrick Michael Megaro, on behalf of Elvira Cacace, petitioner, v Michael J. Sposato, etc., respondent.

Patrick Michael Megaro, Uniondale, New York, petitioner pro se.

Kathleen Rice, District Attorney, Mineola, New York (Anthony Perri of counsel), for respondent.

Writ of habeas corpus in the nature of an application for bail upon Nassau County Indictment Nos. 011437/08 and 033089/08.

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

The determination of the District Court, Nassau 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).

SKELOS, J.P., HALL, AUSTIN and MILLER, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

December 20, 2011

PEOPLE EX REL. MEGARO, on behalf of CACACE v SPOSATO