

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

D33996
W/prt

_____AD3d_____

Argued - January 24, 2012

MARK C. DILLON, J.P.
ANITA R. FLORIO
CHERYL E. CHAMBERS
SHERI S. ROMAN, JJ.

2010-06394

DECISION & ORDER

The People, etc., respondent,
v Bobby Sooknanan, appellant.

(Ind. No. 1752/09)

Lynn W. L. Fahey, New York, N.Y. (Leila Hull of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano,
Nicoletta J. Caferri, and William H. Branigan of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Queens County (Blumenfeld, J.), rendered June 23, 2010, convicting him of criminal possession of a weapon in the third degree, after a nonjury trial, and imposing sentence.

ORDERED that the judgment is affirmed.

Viewing the evidence in the light most favorable to the People (*see People v Contes*, 60 NY2d 620), we find that it was legally sufficient to establish the defendant's guilt beyond a reasonable doubt of criminal possession of a weapon in the third degree. Moreover, upon our independent review pursuant to CPL 470.15(5), we are satisfied that the verdict of guilt was not against the weight of the evidence (*see People v Romero*, 7 NY3d 633). Contrary to the defendant's contention, his conduct was not consistent with innocent possession (*see generally People v*

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Williams, 50 NY2d 1043, 1045; accord *People v Snyder*, 73 NY2d 900, 902; *People v Hawkins*, 258 AD2d 472; *People v Ortiz*, 172 AD2d 696).

DILLON, J.P., FLORIO, CHAMBERS and ROMAN, JJ., concur.

ENTER:

A handwritten signature in black ink, appearing to read "Aprilanne Agestino". The signature is written in a cursive, flowing style.

Aprilanne Agestino

Clerk of the Court