

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

D34939  
W/prt

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

Submitted - January 27, 2012

WILLIAM F. MASTRO, A.P.J.  
DANIEL D. ANGIOLILLO  
THOMAS A. DICKERSON  
L. PRISCILLA HALL, JJ.

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2010-04148

DECISION & ORDER

The People, etc., respondent,  
v Eric Calinda, appellant.

(Ind. No. 1161/09)

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

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John Castellano and Ushir Pandit of counsel; Andrew Dykens on the memorandum), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Chin-Brandt, J.), imposed May 27, 2009, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The sentence imposed was not excessive (*see People v Suitte*, 90 AD2d 80).

MASTRO, A.P.J., ANGIOLILLO, DICKERSON and HALL, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

May 15, 2012

PEOPLE v CALINDA, ERIC