

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

D35562
C/ct

_____AD3d_____

Submitted - October 28, 2011

WILLIAM F. MASTRO, A.P.J.
DANIEL D. ANGIOLILLO
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2010-07269

DECISION & ORDER

The People, etc., respondent,
v Christopher Rivera, appellant.

(Ind. No. 2951-07)

Lynn W. L. Fahey, New York, N.Y. (David P. Greenberg of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Daniel Bresnahan, and Tina Grillo of counsel), for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Cooperman, J.), imposed June 24, 2009, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The defendant's valid waiver of his right to appeal precludes appellate review of his claim that his sentence was excessive (*see People v Lopez*, 6 NY3d 248, 258).

MASTRO, A.P.J., ANGIOLILLO, BELEN and AUSTIN, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

July 11, 2012

PEOPLE v RIVERA, CHRISTOPHER