

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

D35601  
O/kmb

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Submitted - June 14, 2012

REINALDO E. RIVERA, J.P.  
ANITA R. FLORIO  
RANDALL T. ENG  
JEFFREY A. COHEN, JJ.

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2011-02516

DECISION & ORDER

The People, etc., respondent,  
v Jasmine Santiago, appellant.

(Ind. No. 1130/10)

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Steven A. Feldman, Uniondale, N.Y., for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Karla Lato and Michael Brennan of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Suffolk County (Hudson, J.), rendered March 3, 2011, convicting her of aggravated operation of a motor vehicle under the influence of drugs and operation of a motor vehicle while under the influence of drugs, upon her plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

As conceded by the defendant, she failed to preserve for appellate review her contentions that Leandra's Law (Vehicle and Traffic Law §§ 1198, 1193) is unconstitutional (*see People v Farrelly*, 92 AD3d 1290, 1291; *People v Lashley*, 58 AD3d 753, 754). The defendant's remaining contention is also unpreserved for appellate review. We decline to review the defendant's contentions in the exercise of our interest of justice jurisdiction.

RIVERA, J.P., FLORIO, ENG and COHEN, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

July 11, 2012

PEOPLE v SANTIAGO, JASMINE