

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

D35631
Y/kmb

_____AD3d_____

Argued - June 12, 2012

DANIEL D. ANGIOLILLO, J.P.
THOMAS A. DICKERSON
JOHN M. LEVENTHAL
CHERYL E. CHAMBERS, JJ.

2009-09600

DECISION & ORDER

The People, etc., respondent,
v Shante Pullin, appellant.

(Ind. No. 9583/07)

Lynn W. L. Fahey, New York, N.Y. (Warren S. Landau of counsel), for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove, Diane R. Eisner, and Allison Ageyeva of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Kings County (Parker, J., at plea; Foley, J., at sentencing), rendered October 7, 2009, convicting her of grand larceny in the fourth degree, and attempted grand larceny in the fourth degree, upon her plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

Contrary to the defendant's contention, the Supreme Court did not err in enhancing the defendant's sentence based on her violation of the plea agreement (*see People v Andrews*, 62 AD3d 1237, 1239; *People v King*, 309 AD2d 820).

ANGIOLILLO, J.P., DICKERSON, LEVENTHAL and CHAMBERS, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

July 18, 2012

PEOPLE v PULLIN, SHANTE