

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

D35634
Y/kmb

_____AD3d_____

Submitted - June 7, 2012

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
RANDALL T. ENG
SHERI S. ROMAN, JJ.

2011-02559

DECISION & ORDER

The People, etc., respondent,
v Karl Williams, appellant.

(Ind. No. 2425/09)

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, Ellen C. Abbot, and Carla L. Cheung of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Queens County (Braun, J.), rendered March 8, 2011, convicting him of robbery in the second degree (two counts), attempted robbery in the second degree (two counts), criminal possession of stolen property in the fifth degree, and unlawful sale or possession of an air pistol or rifle, after a nonjury trial, and imposing sentence.

ORDERED that the judgment is affirmed.

Viewing the evidence in the light most favorable to the prosecution (*see People v Contes*, 60 NY2d 620), we find that it was legally sufficient to establish the defendant's guilt beyond a reasonable doubt (*see Penal Law § 160.00; People v Samuel*, 84 AD3d 841; *People v Barksdale*, 50 AD3d 400, 401; *People v Green*, 277 AD2d 82, 83). Moreover, in fulfilling our responsibility to conduct an independent review of the weight of the evidence (*see CPL 470.15[5]; People v Danielson*, 9 NY3d 342), we nevertheless accord great deference to the factfinder's opportunity to view the witnesses, hear the testimony, and observe demeanor (*see People v Mateo*, 2 NY3d 383, 410, *cert denied* 542 US 946; *People v Bleakley*, 69 NY2d 490, 495). Upon reviewing the record here, we are satisfied that the verdict of guilt was not against the weight of the evidence (*see People*

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v Romero, 7 NY3d 633).

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

ENTER:


Aprilanne Agostino
Clerk of the Court