

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

D35854  
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Submitted - May 25, 2012

WILLIAM F. MASTRO, A.P.J.  
ANITA R. FLORIO  
RUTH C. BALKIN  
CHERYL E. CHAMBERS, JJ.

2011-04758

DECISION & ORDER

The People, etc., respondent,  
v Nicholas Gast, appellant.

(S.C.I. No. 354/10)

Carol Kahn, New York, N.Y., for appellant.

Appeal by the defendant, as limited by his motion, from a sentence of the County Court, Dutchess County (Greller, J.), imposed May 2, 2011, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

Contrary to the defendant's contention, the sentence imposed was not excessive (*see People v Suite*, 90 AD2d 80).

MASTRO, A.P.J., FLORIO, BALKIN and CHAMBERS, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

August 15, 2012

PEOPLE v GAST, NICHOLAS