

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

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Submitted - September 5, 2012

REINALDO E. RIVERA, J.P.  
ANITA R. FLORIO  
THOMAS A. DICKERSON  
PLUMMER E. LOTT, JJ.

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2011-03419

DECISION & ORDER

The People, etc., respondent,  
v Frederick DeLeon, appellant.

(Ind. No. 10-00143)

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James D. Licata, New City, N.Y. (Lois Cappelletti of counsel), for appellant.

Thomas P. Zugibe, District Attorney, New City, N.Y. (Carrie A. Ciganek of counsel;  
Coleen A. Fortes on the brief), for respondent.

Appeal by the defendant from a judgment of the County Court, Rockland County (Kelly, J.), rendered November 17, 2010, convicting him of attempted robbery in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment 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, 255-256).

RIVERA, J.P., FLORIO, DICKERSON and LOTT, JJ., concur.

ENTER:



Aprilanne Agostino

Clerk of the Court

October 3, 2012

PEOPLE v DeLEON, FREDERICK