

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

D36532
O/kmb

_____AD3d_____

Submitted - April 27, 2012

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

2011-04157
2011-04159
2011-04160

DECISION & ORDER

The People, etc., respondent,
v Terrence Devaney, appellant.

(S.C.I. Nos. 1625/06, 1304/07, 1066/09)

Kent V. Moston, Hempstead, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Robert A. Schwartz and Laurie K. Gibbons of counsel), for respondent.

Appeals by the defendant, as limited by his motion, from three sentences of the Supreme Court, Nassau County (Calabrese, J.), imposed April 6, 2011, on the grounds, inter alia, that the sentences are illegal.

ORDERED that the sentences are affirmed.

Contrary to the defendant's contention, the sentences imposed were not illegal.

Although the defendant's remaining contentions also survive an otherwise valid waiver of his right to appeal (*see People v Seaberg*, 74 NY2d 1), they are without merit.

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

ENTER:


Aprilanne Agostino
Clerk of the Court

November 28, 2012

PEOPLE v DEVANEY, TERRENCE