

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

878

KA 08-00836

PRESENT: MARTOCHE, J.P., SMITH, FAHEY, CARNI, AND GREEN, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

ORDER

LUIS A. SANTIAGO, DEFENDANT-APPELLANT.

KATHLEEN P. REARDON, ROCHESTER, FOR DEFENDANT-APPELLANT.

JOHN C. TUNNEY, DISTRICT ATTORNEY, BATH (MICHAEL D. MCCARTNEY OF COUNSEL), FOR RESPONDENT.

Appeal from an order of the Steuben County Court (Marianne Furfure, J.), entered March 4, 2008. The order directed defendant to pay restitution.

It is hereby ORDERED that said appeal is unanimously dismissed (see CPL 450.10; *People v Fricchione*, 43 AD3d 410, 411).

Entered: June 5, 2009

Patricia L. Morgan
Clerk of the Court