

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

1630

KA 07-02570

PRESENT: HURLBUTT, J.P., FAHEY, PERADOTTO, GREEN, AND GORSKI, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

MEMORANDUM AND ORDER

RAYMOND T. TOWNSEND, DEFENDANT-APPELLANT.

LINDA M. CAMPBELL, SYRACUSE, FOR DEFENDANT-APPELLANT.

MICHAEL J. VIOLANTE, DISTRICT ATTORNEY, LOCKPORT (THOMAS H. BRANDT OF COUNSEL), FOR RESPONDENT.

Appeal from a judgment of the Niagara County Court (Sara S. Sperrazza, J.), rendered August 13, 2007. The judgment convicted defendant, upon his plea of guilty, of manslaughter in the first degree.

It is hereby ORDERED that the judgment so appealed from is unanimously affirmed.

Memorandum: We affirm for reasons stated in the decision at County Court dated May 22, 2007. We add only that, to the extent that the contention of defendant that he was denied effective assistance of counsel survives the plea (*see People v Santos*, 37 AD3d 1141, lv denied 8 NY3d 950), it is without merit (*see generally People v Ford*, 86 NY2d 397, 404).

Entered: December 30, 2009

Patricia L. Morgan
Clerk of the Court