
This memorandum is uncorrected and subject to revision before
publication in the New York Reports.

No. 117
The People &c.,
Appellant,
v.
Sparkle Daniel,
Respondent.

David P. Stromes, for appellant.
Natalie Rea, for respondent.

* * * * *

Appeal dismissed upon the ground that the reversal by the
Appellate Division was not "on the law alone or upon the law and
such facts which, but for the determination of law, would not
have led to reversal" (CPL 450.90[2][a]). Chief Judge DiFiore
and Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia
concur.

Decided June 30, 2016