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

No. 212 SSM 18
The People &c.,
Appellant,
v.
William Sosa,
Respondent.

Submitted by William Terrell, III, for appellant.
Submitted by Jeffrey Delheim, for respondent.

MEMORANDUM:

The order of the Appellate Division should be reversed
and the judgment of Supreme Court reinstated. The record here
evidences that defendant was aware that he had the right to a
trial, had the benefit of his counsel's efforts and guidance,

spoke with counsel, and chose to forgo trial in favor of entering a guilty plea. Therefore, the totality of the circumstances establish the voluntariness of the plea (People v Conceicao, 26 NY3d 375, 382-384 [2015]).

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On review of submissions pursuant to section 500.11 of the Rules (22 NYCRR 500.11), order reversed and judgment of Supreme Court, Bronx County, reinstated, in a memorandum. Chief Judge DiFiore and Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia concur.

Decided September 20, 2016