

**Supreme Court of the State of New York**  
**Appellate Division, First Judicial Department**

Kennedy, J.P., Scarpulla, Mendez, Rodriguez, Rosado, JJ.

6685

THE PEOPLE OF THE STATE OF NEW YORK,  
Respondent,

Ind. No. 1234/20  
Case No. 2023-02003

-against-

DEMETRIUS HARVARD,  
Defendant-Appellant.

---

Twyla Carter, The Legal Aid Society, New York (Danielle A. Bernstein of counsel), for appellant.

Alvin L. Bragg, Jr., District Attorney, New York (Ethan Solomon of counsel), for respondent.

---

Judgment, Supreme Court, New York County (Laura A. Ward, J.), rendered May 23, 2022, convicting defendant, upon his plea of guilty, of reckless endangerment in the first degree and criminal mischief in the second degree, and sentencing him to consecutive terms of 2 1/3 to 7 years and 1 to 3 years, respectively, unanimously modified, as a matter of discretion in the interest of justice, to the extent of having the terms run concurrently rather than consecutively, and otherwise affirmed.

We find the sentence excessive to the extent indicated.

THIS CONSTITUTES THE DECISION AND ORDER  
OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: May 21, 2026



Susanna Molina Rojas  
Clerk of the Court