

**Supreme Court of the State of New York**  
**Appellate Division: Second Judicial Department**

D54327  
C/hu

\_\_\_\_\_AD3d\_\_\_\_\_

Argued - November 27, 2017

SHERI S. ROMAN, J.P.  
ROBERT J. MILLER  
COLLEEN D. DUFFY  
FRANCESCA E. CONNOLLY, JJ.

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2016-03707

DECISION & ORDER

The People, etc., respondent,  
v Joshua Worrell, appellant.

(Ind. No. 9960/10)

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Paul Skip Laisure, New York, NY, for appellant.

Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove, Sholom J. Twersky, and Gregory Musso of counsel), for respondent.


Appeal by the defendant from a resentence of the Supreme Court, Kings County (Foley, J.), imposed April 20, 2016, upon his conviction of attempted robbery in the second degree, upon his plea of guilty, after remittitur from this Court for resentencing (*see People v Worrell*, 134 AD3d 1137).

ORDERED that the resentence is affirmed.

The record demonstrates that the defendant knowingly, voluntarily, and intelligently waived his right to appeal (*see People v McCray*, 145 AD3d 740; *see generally People v Sanders*, 25 NY3d 337, 341-342; *People v Ramos*, 7 NY3d 737, 738). The defendant's valid waiver of his right to appeal precludes review of his contention that the sentencing court should have resentedenced him as a youthful offender (*see People v Pacherille*, 25 NY3d 1021, 1024; *People v McCray*, 145 AD3d 740; *People v White*, 141 AD3d 463, 464; *People v Drammeh*, 100 AD3d 650, 651; *People v Franko*, 98 AD3d 525).

ROMAN, J.P., MILLER, DUFFY and CONNOLLY, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

January 10, 2018

PEOPLE v WORRELL, JOSHUA