

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

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_____AD3d_____

Submitted - February 7, 2018

REINALDO E. RIVERA, J.P.
ROBERT J. MILLER
COLLEEN D. DUFFY
HECTOR D. LASALLE, JJ.

2012-04387

DECISION & ORDER

The People, etc., respondent,
v Edward Brown, appellant.

(Ind. No. 7281/00)

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

Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove and Jodi L. Mandel of counsel), for respondent.

Appeal by the defendant from a resentencing of the Supreme Court, Kings County (Michael Brennan, J.), imposed March 22, 2012, upon his conviction of robbery in the first degree, upon a jury verdict, the resentencing being a period of postrelease supervision in addition to the determinate term of imprisonment previously imposed on June 14, 2001.

ORDERED that the resentencing is affirmed.

Since the defendant had not yet completed his originally imposed sentence of imprisonment when he was resentenced, his resentencing to a term including the statutorily required period of postrelease supervision did not subject him to double jeopardy or violate his right to due process of law (*see People v Lingle*, 16 NY3d 621; *People v Dozier*, 134 AD3d 951; *People v Williams*, 116 AD3d 719; *People v Harrison*, 112 AD3d 967).

RIVERA, J.P., MILLER, DUFFY and LASALLE, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

February 28, 2018

PEOPLE v BROWN, EDWARD