

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

D54712  
N/htr

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

Submitted - November 9, 2017

MARK C. DILLON, J.P.  
COLLEEN D. DUFFY  
FRANCESCA E. CONNOLLY  
LINDA CHRISTOPHER, JJ.

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2015-05443

DECISION & ORDER

The People, etc., respondent,  
v Lewis J. McLean, Jr., appellant.

(Ind. No. 88/13)

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Neal D. Futerfas, White Plains, NY, for appellant.

William V. Grady, District Attorney, Poughkeepsie, NY (Kirsten A. Rappleyea of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Dutchess County (Stephen L. Greller, J.), rendered August 13, 2014, convicting him of criminal possession of a weapon in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

The defendant's valid waiver of his right to appeal precludes review of his contentions that the County Court erred in denying that branch of his omnibus motion which was to suppress physical evidence and that the sentence imposed was excessive (*see People v Lopez*, 6 NY3d 248, 255; *People v Kane*, 151 AD3d 751; *People v Sanders*, 148 AD3d 846, 846-847; *People v Contreras*, 123 AD3d 1139; *People v Brown*, 122 AD3d 133, 144-145).

DILLON, J.P., DUFFY, CONNOLLY and CHRISTOPHER, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

February 28, 2018

PEOPLE v McLEAN, LEWIS J., JR.