

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

D54917
N/htr

_____AD3d_____

Submitted - January 26, 2018

ALAN D. SCHEINKMAN, P.J.
JOHN M. LEVENTHAL
BETSY BARROS
FRANCESCA E. CONNOLLY
ANGELA G. IANNACCI, JJ.

2016-07089
2016-07090

DECISION & ORDER

The People, etc., respondent,
v Richard Castillo, appellant.

(Ind. Nos. 3365/14, 7929/14)

Seymour W. James, Jr., New York, NY (Adrienne M. Gantt of counsel; Peter Keffer on the memorandum), for appellant.

Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove and Joyce Adolfsen of counsel; Masha Simonova on the memorandum), for respondent.

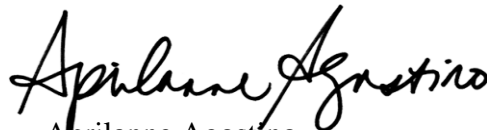
Appeals by the defendant, as limited by his motion, from two sentences of the Supreme Court, Kings County (Danny K. Chun, J.), both imposed June 20, 2016, upon his pleas of guilty, on the ground that the sentences were excessive.

ORDERED that the sentences are affirmed.

The defendant's purported waiver of his right to appeal was invalid (*see People v Chambers*, 142 AD3d 672), and thus, does not preclude review of his excessive sentence claims. However, the sentences imposed were not excessive (*see People v Suite*, 90 AD2d 80).

SCHEINKMAN, P.J., LEVENTHAL, BARROS, CONNOLLY and IANNACCI, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

March 28, 2018

PEOPLE v CASTILLO, RICHARD