

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

D55006  
N/hu

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

Submitted - February 15, 2018

REINALDO E. RIVERA, J.P.  
CHERYL E. CHAMBERS  
SHERI S. ROMAN  
ANGELA G. IANNACCI, JJ.

---

2016-09688  
2016-09820

DECISION & ORDER

The People, etc., respondent,  
v Joseph P. Gallo-Kappus, appellant.

(S.C.I. Nos. 13V/15, 205/14)

---

Bruce A. Petito, Poughkeepsie, NY, for appellant.

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


Appeals by the defendant from two amended judgments of the County Court, Dutchess County (Edward T. McLoughlin, J.), both rendered August 10, 2016, revoking sentences of probation previously imposed, upon a finding that he violated conditions thereof, upon his admissions, and imposing sentences of imprisonment upon his previous convictions of criminal possession of stolen property in the fourth degree under Putnam County Superior Court Information No. 257/14 (reclassified as Dutchess County Superior Court Information No. 13V/15) and burglary in the third degree under Dutchess County Superior Court Information No. 205/14.

ORDERED that the amended judgments are affirmed.

The sentences of imprisonment imposed upon the defendant's violations of conditions of probation were not excessive (*see People v Suitte*, 90 AD2d 80).

RIVERA, J.P., CHAMBERS, ROMAN and IANNACCI, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

April 4, 2018

PEOPLE v GALLO-KAPPUS, JOSEPH P.