

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

D55711  
Q/htr

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

Submitted - May 16, 2018

RUTH C. BALKIN, J.P.  
CHERYL E. CHAMBERS  
SHERI S. ROMAN  
JOSEPH J. MALTESE  
FRANCESCA E. CONNOLLY, JJ.

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2017-01281

DECISION & ORDER

The People, etc., respondent,  
v Joseph Rivera, appellant.

(Ind. No. 2468/16)

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Paul Skip Laisure, New York, NY (Sean H. Murphy of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, NY (Christopher Blira-Koessler of counsel; Deanna Russo on the memorandum), for respondent.

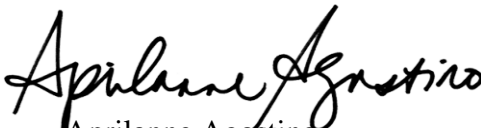
Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Barry Kron, J.), imposed December 19, 2016, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The record demonstrates that the defendant knowingly, intelligently, and voluntarily waived his right to appeal (*see People v Lopez*, 6 NY3d 246, 257). The defendant's valid waiver of his right to appeal precludes appellate review of his contention that the sentence imposed was excessive (*see People v Bradshaw*, 18 NY3d 257, 267; *People v Lopez*, 6 NY3d 248, 255).

BALKIN, J.P., CHAMBERS, ROMAN, MALTESE and CONNOLLY, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

June 20, 2018

PEOPLE v RIVERA, JOSEPH