

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

D55923  
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Submitted - May 16, 2018

JOHN M. LEVENTHAL, J.P.  
LEONARD B. AUSTIN  
JEFFREY A. COHEN  
BETSY BARROS  
LINDA CHRISTOPHER, JJ.

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2016-04116

DECISION & ORDER

The People, etc., respondent,  
v Jeremy Muniz, appellant.

(Ind. No. 23/15)

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The Legal Aid Society, New York, NY (Allen Fallek of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, NY (John M. Castellano, Johnette Traill, and William H. Branigan of counsel; Deanna Russo on the memorandum), for respondent.

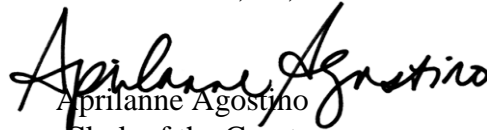
Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County (Marcia P. Hirsch, J.), imposed March 16, 2016, upon his plea of guilty, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The defendant's valid waiver of his right to appeal precludes review of his contention that the sentence imposed was excessive (*see People v Lopez*, 6 NY3d 248, 255-256).

LEVENTHAL, J.P., AUSTIN, COHEN, BARROS and CHRISTOPHER, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

July 11, 2018

PEOPLE v MUNIZ, JEREMY