

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

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_____AD3d_____

Submitted - June 13, 2018

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

2016-13024
2016-13026

DECISION & ORDER

The People, etc., respondent,
v Prince Hayes, appellant.

(Ind. No. 2153/13, S.C.I. No. 8736/16)

Paul Skip Laisure, New York, NY (Caitlin Halpern of counsel), for appellant.

Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove and Rhea A. Grob 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 (Frederick C. Arriaga, J.), both imposed November 21, 2016, upon his pleas of guilty, on the ground that the sentences were excessive.

ORDERED that the sentences are affirmed.

Contrary to the defendant's contention, the record demonstrates that he knowingly, voluntarily, and intelligently waived his right to appeal (*see People v Bryant*, 28 NY3d 1094; *People v Sanders*, 25 NY3d 337; *People v Lopez*, 6 NY3d 248, 257). The defendant's valid appeal waiver precludes review of the alleged excessiveness of the sentences imposed (*see People v Lopez*, 6 NY3d at 255).

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

ENTER:



Aprilanne Agostino
Clerk of the Court

July 11, 2018

PEOPLE v HAYES, PRINCE