

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

D56104  
C/htr

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

Submitted - April 12, 2018

REINALDO E. RIVERA, J.P.  
SYLVIA O. HINDS-RADIX  
HECTOR D. LASALLE  
VALERIE BRATHWAITE NELSON, JJ.

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2016-02674

DECISION & ORDER

The People, etc., respondent,  
v Matthew Rooney, appellant.

(Ind. No. 259-14)

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Laurette D. Mulry, Riverhead, NY (Alfred J. Cicale of counsel), for appellant.

Timothy D. Sini, District Attorney, Riverhead, NY (Timothy P. Finnerty of counsel),  
for respondent.

Appeal by the defendant, as limited by his brief, from a sentence of the Supreme Court, Suffolk County (Richard Ambro, J.), imposed February 18, 2016, upon his plea of guilty, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The defendant knowingly, voluntarily, and intelligently waived his right to appeal (*see People v Bryant*, 28 NY3d 1094, 1096; *People v Sanders*, 25 NY3d 337, 339-342; *People v Lopez*, 6 NY3d 248, 256-257). The defendant's valid waiver precludes appellate review of his contention that the sentence imposed was excessive (*see People v Lopez*, 6 NY3d at 255-256; *People v Dietz*, 152 AD3d 717).

RIVERA, J.P., HINDS-RADIX, LASALLE and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

July 18, 2018

PEOPLE v ROONEY, MATTHEW