

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

D56904
C/hd

_____AD3d_____

Submitted - May 31, 2018

REINALDO E. RIVERA, J.P.
ROBERT J. MILLER
BETSY BARROS
FRANCESCA E. CONNOLLY, JJ.

2016-11030

DECISION & ORDER

The People, etc., respondent,
v Louis Muicela, appellant.

(Ind. No. 453-15)

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

Timothy D. Sini, District Attorney, Riverhead, NY (Elizabeth Miller of counsel), for respondent.

Appeal by the defendant, as limited by his brief, from a sentence of the County Court, Suffolk County (Fernando Camacho, J.), imposed December 15, 2015, upon his plea of guilty, on the ground that the sentence was excessive.

ORDERED that the sentence is affirmed.

The record demonstrates that 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, 341–342; *People v Ramos*, 7 NY3d 737, 738). 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, 256).

RIVERA, J.P., MILLER, BARROS and CONNOLLY, JJ., concur.

ENTER: 

Aprilanne Agostino
Clerk of the Court

October 17, 2018

PEOPLE v MUICELA, LOUIS