

**SUPREME COURT OF THE STATE OF NEW YORK**  
***Appellate Division, Fourth Judicial Department***

177

**KA 20-01309**

PRESENT: SMITH, J.P., PERADOTTO, CURRAN, BANNISTER, AND MONTOUR, JJ.

---

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

ORDER

DAVID STREBER, JR., DEFENDANT-APPELLANT.  
(APPEAL NO. 2.)

---

BRIDGET L. FIELD, ROCHESTER, FOR DEFENDANT-APPELLANT.

SANDRA DOORLEY, DISTRICT ATTORNEY, ROCHESTER (SCOTT MYLES OF COUNSEL),  
FOR RESPONDENT.

---

Appeal from a judgment of the Monroe County Court (Michael L. Dollinger, J.), rendered September 24, 2020. The judgment convicted defendant, upon his plea of guilty, of promoting prison contraband in the first degree.

Now, upon reading and filing the stipulation of discontinuance signed by defendant on February 20, 2023, and by the attorneys for the parties on February 20 and 24, 2023,

It is hereby ORDERED that said appeal is unanimously dismissed upon stipulation.

Entered: March 17, 2023

Ann Dillon Flynn  
Clerk of the Court