

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

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**KA 21-00022**

PRESENT: WHALEN, P.J., SMITH, CENTRA, AND PERADOTTO, JJ.

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THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

MEMORANDUM AND ORDER

ISAAH GINTY, DEFENDANT-APPELLANT.  
(APPEAL NO. 2.)

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FRANK H. HISCOCK LEGAL AID SOCIETY, SYRACUSE (PHILIP ROTHSCHILD OF COUNSEL), FOR DEFENDANT-APPELLANT.

WILLIAM J. FITZPATRICK, DISTRICT ATTORNEY, SYRACUSE (JESSICA N. CARBONE OF COUNSEL), FOR RESPONDENT.

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Appeal from a judgment of the Onondaga County Court (Matthew J. Doran, J.), rendered October 18, 2019. The judgment revoked defendant's sentence of probation and imposed a sentence of imprisonment.

It is hereby ORDERED that the judgment so appealed from is affirmed.

Same memorandum as in *People v Ginty* ([appeal No. 1] – AD3d – [Apr. 29, 2022] [4th Dept 2022]).

All concur except WHALEN, P.J., who dissents and votes to reverse in accordance with the same memorandum as in *People v Ginty* ([appeal No. 1] – AD3d – [Apr. 29, 2022] [4th Dept 2022]).

Entered: April 29, 2022

Ann Dillon Flynn  
Clerk of the Court