

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

D21048  
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Submitted - August 29, 2008

A. GAIL PRUDENTI, P.J.  
STEVEN W. FISHER  
FRED T. SANTUCCI  
EDWARD D. CARNI  
RANDALL T. ENG, JJ.

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2007-10184

DECISION & ORDER

The People, etc., respondent,  
v Alan Smith, appellant.

(Ind. No. 07-00443)

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Richard N. Lentino, Middletown, N.Y., for appellant.

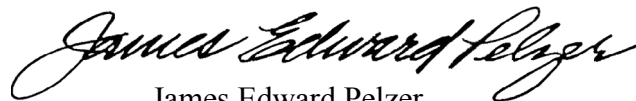
Francis D. Phillips II, District Attorney, Goshen, N.Y. (Andrew R. Kass of counsel),  
for respondent.

Appeal by the defendant, as limited by his motion, from a sentence of the County  
Court, Orange County (DeRosa, J.), imposed October 24, 2007, on the ground that the sentence was  
excessive.

ORDERED that the sentence is affirmed. No opinion.

PRUDENTI, P.J., FISHER, SANTUCCI, CARNI and ENG, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

November 12, 2008

PEOPLE v SMITH, ALAN