

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

M80158  
E/sl

REINALDO E. RIVERA, J.P.  
ROBERT A. SPOLZINO  
STEVEN W. FISHER  
ROBERT A. LIFSON  
THOMAS A. DICKERSON, JJ.

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2006-01606, 2006-01607

The People, etc., respondent,  
v Jimmy Molina, appellant.

DECISION & ORDER ON MOTION

(Ind. Nos. 05-00385, 05-00478)

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Motion by the appellant on appeals from two judgments of the County Court, Orange County, both rendered January 6, 2006, which were determined by decision and order of this court dated February 27, 2007, for leave to reargue his prior motion for leave to file a supplemental brief and, in effect, to recall and vacate the decision and order dated February 27, 2007, and to determine the appeals de novo. The appellant's prior motion was determined by decision and order on motion dated October 17, 2008.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is denied.

RIVERA, J.P., SPOLZINO, FISHER, LIFSON and DICKERSON, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

December 19, 2008

PEOPLE v MOLINA, JIMMY