

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

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JOSEPH COVELLO, J.

2009-00890

DECISION & ORDER ON MOTION

The People, etc., plaintiff,
v Mickeal Burgess, defendant.

(Ind. No. 7313/01)

Motion by the defendant for reargument of an application pursuant to CPL 450.15 and 460.15 for a certificate granting leave to appeal to this court from an order of the Supreme Court, Kings County, dated December 9, 2008, which was denied by a decision and order on application dated April 16, 2009.

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

ORDERED that the motion is denied.

JOSEPH COVELLO
Associate Justice

August 20, 2009

PEOPLE v BURGESS, MICKAEL