

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

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JOSEPH COVELLO, J.

2009-06539

DECISION & ORDER ON APPLICATION

The People, etc., plaintiff,
v Louis Scafidi, defendant.

(Ind. Nos. 7433/92, 13366/90)

Application by the defendant, 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 May 13, 2009, which has been referred to me for determination.

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

ORDERED that the application is denied.

JOSEPH COVELLO
Associate Justice

October 29, 2009

PEOPLE v SCAFIDI, LOUIS