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

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KA 07-01041

PRESENT: HURLBUTT, J.P., CENTRA, PERADOTTO, CARNI, AND GORSKI, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

ORDER

STEPHEN L. MYERS, DEFENDANT-APPELLANT. (APPEAL NO. 1.)

TULLY RINCKEY PLLC, ALBANY (GREG T. RINCKEY OF COUNSEL), FOR DEFENDANT-APPELLANT.

CINDY F. INTSCHERT, DISTRICT ATTORNEY, WATERTOWN, FOR RESPONDENT.

Appeal from a judgment of the Jefferson County Court (Kim H. Martusewicz, J.), rendered March 26, 2007. The judgment convicted defendant, upon his plea of guilty, of reckless endangerment in the first degree.

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

Entered: June 5, 2009 Patricia L. Morgan Clerk of the Court