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

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## KA 09-00918

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, SCONIERS, AND GORSKI, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

ORDER

DAVON JONES, ALSO KNOWN AS DAVON NEASON, ALSO KNOWN AS "ANIMAL," DEFENDANT-APPELLANT.

THE LEGAL AID BUREAU OF BUFFALO, INC., BUFFALO (DAVID W. BENTIVEGNA OF COUNSEL), FOR DEFENDANT-APPELLANT.

FRANK A. SEDITA, III, DISTRICT ATTORNEY, BUFFALO (J. MICHAEL MARION OF COUNSEL), FOR RESPONDENT.

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Appeal from a judgment of the Supreme Court, Erie County (John L. Michalski, A.J.), rendered March 24, 2009. The judgment convicted defendant, upon his plea of guilty, of murder in the second degree and assault in the second degree.

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

Entered: April 30, 2010 Patricia L. Morgan Clerk of the Court