This memorandum is uncorrected and subject to revision before publication in the New York Reports. No. 188 SSM 10 The People &c, Respondent, V. Cliffton Fletcher, Appellant.

> Submitted by Dina Zloczower, for appellant. Submitted by Howard B. Goodman, for respondent.

MEMORANDUM:

The order of the Appellate Division should be affirmed. Whether the circumstances of this particular case gave rise to reasonable suspicion presents a mixed question of law and fact that is beyond our review if there is support in the record for the determination (<u>see People v William</u>, 19 NY3d 891, 893 [2012]; - 2 -

<u>People v Pines</u>, 99 NY2d 525, 527 [2002]). Here, such record support exists. Defendant's remaining argument has been considered and found to be lacking in merit.

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On review of submissions pursuant to section 500.11 of the Rules (22 NYCRR 500.11), order affirmed, in a memorandum. Chief Judge DiFiore and Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia concur.

Decided August 25, 2016