

People v Toure
2019 NY Slip Op 00980
Decided on February 7, 2019
Appellate Division, First Department
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Decided on February 7, 2019
Sweeny, J.P., Tom, Webber, Kahn, Kern, JJ.

8358 4015/13

[*1]The People of the State of New York, Respondent,

v

Aly Toure, Defendant-Appellant.

Robert S. Dean, Center for Appellate Litigation, New York (Alexandra Ferlise of counsel), for appellant.

Darcel D. Clark, District Attorney, Bronx (Waleska Suero Garcia of counsel), for respondent.

Judgment, Supreme Court, Bronx County (Margaret L. Clancy, J.), rendered September 8, 2015, unanimously affirmed.

Although we find that defendant did not make a valid waiver of the right to appeal, we perceive no basis for reducing the sentence.

THIS CONSTITUTES THE DECISION AND ORDER

OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: FEBRUARY 7, 2019

CLERK

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State of New York

Court of Appeals

BEFORE: HON. ROWAN D. WILSON, Associate Judge

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent,

-against-

ALY TOURE,

Appellant.

**ORDER
DENYING
LEAVE**

Appellant having applied for leave to appeal to this Court pursuant to Criminal Procedure Law § 460.20 from an order in the above-captioned case;*

UPON the papers filed and due deliberation, it is

ORDERED that the application is denied.

Dated: **APR 05 2019**



Associate Judge

*Description of Order: Order of the Supreme Court, Appellate Division, First Department, entered February 7, 2019, affirming a judgment of the Supreme Court, Bronx County, rendered September 8, 2015.

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