

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

1145

KA 10-01008

PRESENT: SMITH, J.P., PERADOTTO, LINDLEY, SCONIERS, AND PINE, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, APPELLANT,

V

ORDER

RICHARD L. GRAHAM, DEFENDANT-RESPONDENT.

DONALD H. DODD, DISTRICT ATTORNEY, OSWEGO (GREGORY S. OAKES OF COUNSEL), FOR APPELLANT.

RODAK & KIRWAN, PC, OSWEGO (TIMOTHY J. KIRWAN OF COUNSEL), FOR DEFENDANT-RESPONDENT.

Appeal from an order of the Oswego County Court (Walter Hafner, Jr., J.), entered April 9, 2010. The order, insofar as appealed from, granted the motion of defendant to dismiss counts one, two, five and six of the indictment.

It is hereby ORDERED that the order so appealed from is unanimously affirmed for reasons stated in the decision at County Court.

Entered: October 1, 2010

Patricia L. Morgan
Clerk of the Court