

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

1216

**KA 07-02349**

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

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THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

ORDER

JOSE J. SANTIAGO, DEFENDANT-APPELLANT.

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TIMOTHY P. DONAHER, PUBLIC DEFENDER, ROCHESTER (JAMES ECKERT OF COUNSEL), FOR DEFENDANT-APPELLANT.

MICHAEL C. GREEN, DISTRICT ATTORNEY, ROCHESTER (STEPHEN X. O'BRIEN OF COUNSEL), FOR RESPONDENT.

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Appeal from a resentence of the Monroe County Court (Alex R. Renzi, J.), rendered August 22, 2007. Defendant was resented upon his conviction of murder in the first degree (four counts).

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

Entered: November 12, 2010

Patricia L. Morgan  
Clerk of the Court