

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

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KA 15-01449

PRESENT: SMITH, J.P., DEJOSEPH, NEMOYER, TROUTMAN, AND SCUDDER, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

MEMORANDUM AND ORDER

JAMES D. PANDAJIS, DEFENDANT-APPELLANT.
(APPEAL NO. 2.)

THE ABBATOY LAW FIRM, PLLC, ROCHESTER (DAVID M. ABBATOY, JR., OF
COUNSEL), FOR DEFENDANT-APPELLANT.

JAMES D. PANDAJIS, DEFENDANT-APPELLANT PRO SE.

SANDRA DOORLEY, DISTRICT ATTORNEY, ROCHESTER (DANIEL GROSS OF
COUNSEL), FOR RESPONDENT.

Appeal from an amended order of the Monroe County Court (Vincent M. Dinolfo, J.), entered August 27, 2015. The amended order, insofar as appealed from, denied the motion for DNA testing pursuant to CPL 440.30 (1-a).

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

Same memorandum as in *People v Pandajis* ([appeal No. 1] ___ AD3d ___ [Feb. 10, 2017]).

Entered: February 10, 2017

Frances E. Cafarell
Clerk of the Court