

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

**756**

**KA 18-00036**

PRESENT: WHALEN, P.J., CARNI, LINDLEY, DEJOSEPH, AND WINSLOW, JJ.

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THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

ORDER

JOSHUA O. PETERKIN, DEFENDANT-APPELLANT.  
(APPEAL NO. 2.)

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CARA A. WALDMAN, FAIRPORT, FOR DEFENDANT-APPELLANT.

BROOKS T. BAKER, DISTRICT ATTORNEY, BATH (JOHN C. TUNNEY OF COUNSEL),  
FOR RESPONDENT.

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Appeal from a resentence of the Steuben County Court (Joseph W. Latham, J.), rendered July 31, 2014. Defendant was resentenced upon his conviction of attempted criminal possession of a controlled substance in the third degree.

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

Entered: June 8, 2018

Mark W. Bennett  
Clerk of the Court