

**SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
SECOND JUDICIAL DEPARTMENT**

People v. Barnwell

2026 NY Slip Op 00255 (Supreme Court of the State of New York Appellate Division Second Judicial
Department 2026) · No. 2023-01652 · Decided January 21, 2026

OPINION

People v. Barnwell 2026 NY Slip Op 00255

PER CURIAM.

People v Barnwell (2026 NY Slip Op 00255) People v Barnwell 2026 NY Slip Op 00255
Decided on January 21, 2026 Appellate Division, Second Department Published by New York
State Law Reporting Bureau pursuant to Judiciary Law § 431. This opinion is uncorrected and
subject to revision before publication in the Official Reports. Decided on January 21, 2026

SUPREME COURT OF THE STATE OF NEW YORK

Appellate Division, Second Judicial Department ANGELA G. IANNACCI, J.P.

PAUL WOOTEN

DEBORAH A. DOWLING

JAMES P. MCCORMACK, JJ. 2023-01652

(Ind. No. 72027/21) [*1]The People of the State of New York, respondent, v Terrence Barnwell,
appellant. Patricia Pazner, New York, NY (Brian Perbix and Joshua M. Levine of counsel), for
appellant. Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove, Michael Bierce, and
Melissa Owen of counsel), for respondent. DECISION & ORDER Appeal by the defendant
from a judgment of the Supreme Court, Kings County (Raymond L. Rodriguez, J.), rendered
September 16, 2022, convicting him of criminal possession of a weapon in the third degree, upon
his plea of guilty, and imposing sentence. ORDERED that the judgment is affirmed. Contrary to
the defendant's contention, the record demonstrates that he knowingly, voluntarily, and
intelligently waived his right to appeal (see People v Thomas , 34 NY3d 545 , 558-564; People v
Lopez , 6 NY3d 248, 255-257 ; People v Corbin , 121 AD3d 803, 804-805). The defendant's valid
waiver of his right to appeal precludes appellate review of his challenge to the Supreme Court's
denial of his motion to dismiss the indictment on the ground that he was deprived of his statutory
right to a speedy trial (see People v Detres , 237 AD3d 846 ; People v Montano , 235 AD3d 1003
, 1003-1004; People v McLeod , 235 AD3d 999 ; People v Gore , 224 AD3d 848 , 848-849), as
well as his contention that the sentence imposed was excessive (see People v Montano , 235
AD3d at 1004; People v Cabral , 223 AD3d 839, 839 ; People v Stevens , 203 AD3d 958, 960-961
) . IANNACCI, J.P., WOOTEN, DOWLING and MCCORMACK, JJ., concur. ENTER: Darrell M.
Joseph Clerk of the Court

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