

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

People v. Alviar

2026 NY Slip Op 01209 · No. 2023-05036 · Decided March 4, 2026

SUMMARY

The Appellate Division, Second Department affirmed Carlo Alviar's sentence following his guilty plea. The court rejected his contention that the sentence was excessive.

CASE DETAILS

COURT	Supreme Court of the State of New York, Appellate Division, Second Judicial Department
WRITING FOR THE COURT	Angela G. Iannacci, J.P.; Linda Christopher, J.; Helen Voutsinas, J.; Laurence L. Love, J.; Elena Goldberg Velazquez, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Second Department
DECIDED	March 4, 2026
DOCKET	2023-05036
DISPOSITION	affirmed
PROCEDURAL POSTURE	Defendant appealed, as limited by his motion, from a sentence imposed after his guilty plea, arguing that the sentence was excessive.
PRECEDENTIAL VALUE	published
PARTIES	Carlo Alviar v. The People of the State of New York

TOPICS

- [sentencing](#) [appellate procedure](#) [criminal procedure](#)

PRACTICE AREAS

- [criminal law](#) [criminal procedure](#) [sentencing](#)

QUESTIONS PRESENTED

1. Whether the sentence imposed after the defendant's guilty plea was excessive.

HOLDINGS

1. The sentence imposed was not excessive.

KEY QUOTATIONS

“Contrary to the defendant's contention, the sentence imposed was not excessive”

FACTUAL BACKGROUND

The defendant pleaded guilty in Supreme Court, Queens County. The court imposed a sentence on April 12, 2023. On appeal, the defendant challenged the sentence as excessive.

PROCEDURAL HISTORY

Carlo Alviar pleaded guilty in Supreme Court, Queens County. That court imposed sentence on April 12, 2023. The Appellate Division, Second Department, affirmed the sentence.

DISPOSITION

affirmed

CASES CITED

- People v. Suitte, 90 A.D.2d 80

OPINION

People v. Alviar 2026 NY Slip Op 01209

PER CURIAM.

People v Alviar (2026 NY Slip Op 01209) People v Alviar 2026 NY Slip Op 01209 Decided on March 4, 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 March 4, 2026

SUPREME COURT OF THE STATE OF NEW YORK

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

LINDA CHRISTOPHER

HELEN VOUTSINAS

LAURENCE L. LOVE

ELENA GOLDBERG VELAZQUEZ, JJ. 2023-05036

(Ind. No. 72665/22) [*1]The People of the State of New York, respondent, v Carlo Alviar, appellant. Patricia Pazner, New York, NY (Jenna Codignotto of counsel), for appellant. Melinda Katz, District Attorney, Kew Gardens, NY (Johnnette Traill and Danielle S. Fenn of counsel; Sarah Walter on the memorandum), for respondent. DECISION & ORDER Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Queens County

(Stephen A. Knopf, J.), imposed April 12, 2023, upon his plea of guilty, on the ground that the sentence was excessive. ORDERED that the sentence is affirmed. Contrary to the defendant's contention, the sentence imposed was not excessive (see People v Suite , 90 AD2d 80). IANNACCI, J.P., CHRISTOPHER, VOUTSINAS, LOVE and GOLDBERG VELAZQUEZ, JJ., concur. ENTER: Darrell M. Joseph Clerk of the Court

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