

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

People v. Lindsay

2026 NY Slip Op 01227 (N.Y. Ct. App. 2026) · No. 2024-01121 · Decided March 4, 2026

SUMMARY

The Appellate Division, Second Department, affirmed Charles Lindsay's sentence following his guilty plea. The court held that his knowing, voluntary, and intelligent waiver of the right to appeal precluded review of his claim 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	Francesca E. Connolly, J.P.; Valerie Brathwaite Nelson, J.; Barry E. Warhit, J.; Lourdes M. Ventura, J.; Susan Quirk, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Second Department
DECIDED	March 4, 2026
DOCKET	2024-01121
DISPOSITION	affirmed
PROCEDURAL POSTURE	Defendant appealed, as limited by his motion, from a sentence imposed after his guilty plea, contending that the sentence was excessive.
PRECEDENTIAL VALUE	published
PARTIES	Charles Lindsay v. The People of the State of New York

TOPICS

- sentencing
- appellate procedure
- criminal procedure

PRACTICE AREAS

- criminal law
- criminal procedure
- appellate procedure
- sentencing

QUESTIONS PRESENTED

1. Whether the defendant knowingly, voluntarily, and intelligently waived his right to appeal.
2. Whether the valid appellate-waiver precluded review of the defendant's claim that his sentence was excessive.

HOLDINGS

1. The record demonstrated that the defendant knowingly, voluntarily, and intelligently waived his right to appeal.
2. A valid waiver of the right to appeal precludes appellate review of the defendant's contention that the sentence imposed was excessive.

KEY QUOTATIONS

“Contrary to the defendant's contention, the record demonstrates that he knowingly, voluntarily, and intelligently waived his right to appeal”

“The defendant's valid waiver of his right to appeal precludes appellate review of his contention that the sentence imposed was excessive” (255-256)

FACTUAL BACKGROUND

Charles Lindsay pleaded guilty in Supreme Court, Kings County. The court imposed sentence on January 3, 2024. Lindsay challenged the sentence as excessive, but the appellate record showed that he had knowingly, voluntarily, and intelligently waived his right to appeal.

PROCEDURAL HISTORY

The Supreme Court, Kings County, imposed sentence on January 3, 2024, after defendant pleaded guilty. Defendant appealed from the sentence on the ground that it was excessive. The Appellate Division affirmed, concluding that defendant knowingly, voluntarily, and intelligently waived his right to appeal and that the waiver barred review of the excessive-sentence claim.

DISPOSITION

affirmed

CASES CITED

- People v. Thomas, 34 N.Y.3d 545
- People v. Lopez, 6 N.Y.3d 248

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