

**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.

OPINION

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PER CURIAM.

People v Lindsay (2026 NY Slip Op 01227) People v Lindsay 2026 NY Slip Op 01227 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 FRANCESCA E. CONNOLLY, J.P.

VALERIE BRATHWAITE NELSON

BARRY E. WARHIT

LOURDES M. VENTURA

SUSAN QUIRK, JJ. 2024-01121

(Ind. No. 71271/23) [*1]The People of the State of New York, respondent, v Charles Lindsay, appellant. Patricia Pazner, New York, NY (Tammy E. Linn of counsel; Jillian A. Fantuzzi on the memorandum), for appellant. Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove and Jean M. Joyce of counsel; Caleb Otero on the memorandum), for respondent. DECISION & ORDER Appeal by the defendant, as limited by his motion, from a sentence of the Supreme Court, Kings County (Raymond L. Rodriguez, J.), imposed January 3, 2024, 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 record demonstrates that he knowingly, voluntarily, and intelligently waived his right to appeal (see People v Thomas , 34 NY3d 545 ; People v Lopez , 6 NY3d 248). The defendant's valid waiver of his right to appeal precludes appellate review of his contention that the sentence imposed was excessive (see People v Lopez , 6 NY3d at 255-256). CONNOLLY, J.P., BRATHWAITE NELSON, WARHIT, VENTURA and QUIRK, JJ., concur. ENTER: Darrell M. Joseph Clerk of the Court

