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This memorandum is uncorrected and subject to revision before
publication in the New York Reports.

No. 78 SSM 49
The People &c.,
Respondent,
v.
Kristerfer Passino,
Appellant.

Submitted by M. Elizabeth Coreno, for appellant.
Submitted by Michael R. Stern, for respondent.

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On review of submissions pursuant to section 500.11 of the Rules,
order affirmed. The issues raised on appeal were not preserved
for this Court's review. Defendant did not raise any issue under
Miranda v Arizona (384 US 436 [1966]) at County Court, and that
court's ruling on the Miranda issue did not address any of the
arguments defendant now makes. Chief Judge Lippman and Judges
Ciparick, Graffeo, Read, Smith, Pigott and Jones concur.

Decided February 24, 2009