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

No. 22
The People &c.,
Respondent,
v.
Riley Williams,
Appellant.

Jonathan Garvin, for appellant.
Maria Park, for respondent.

MEMORANDUM:

The order of the Appellate Division should be affirmed.

We have repeatedly held that the extent to which the
prosecution may use prior convictions to impeach a defendant's
testimony "is 'largely, if not completely' a discretionary
determination for the trial courts and fact-reviewing

intermediate appellate courts, and that generally no further review by this Court is warranted" (People v Mattiace, 77 NY2d 269, 274 [1990], quoting People v Shields, 46 NY2d 764, 765 [1978]). Here, Supreme Court's Sandoval ruling (People v Sandoval, 34 NY2d 371 [1974]) permitted the People to elicit from the defendant that he had one felony conviction and 45 misdemeanor convictions, but not to go into the underlying facts or circumstances of the convictions. We conclude here, as we did in People v Walker (83 NY2d 455, 458 [1994]), that "the trial court might have been more discriminating," but that there is "no legal reason to upset the court's exercise of its discretion."

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Order affirmed, in a memorandum. Acting Chief Judge Ciparick and Judges Graffeo, Read, Smith, Pigott and Jones concur.

Decided February 11, 2009