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

No. 145 SSM 14
The People &c.,
Respondent,
v.
Jesus Cano,
Appellant.

Submitted by Kathleen V. Wells, for appellant.
Submitted by Andrew R. Kass, for respondent.

MEMORANDUM:

The order of the Appellate Division should be affirmed.

The defendant came "dangerously near" the commission of crimes when he arrived at the location of what he thought would be a sexual rendezvous with an underage boy. The proof of defendant's intent and extensive preparation followed by his

travel to the intended crime scene showed that he was close to achieving his illegal goal and justified his convictions for attempt (People v Naradzay, 11 NY3d 460 [2008]).

The appellant's other contentions lack merit.

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On review of submissions pursuant to section 500.11 of the Rules, order affirmed, in a memorandum. Chief Judge Lippman and Judges Ciparick, Graffeo, Read, Smith, Pigott and Jones concur.

Decided June 11, 2009