

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

No. 73 SSM 42
The People &c.,
Respondent,
v.
Christopher Harris,
Appellant.

Submitted by William A. Loeb, for appellant.
Submitted by Richard Nahas, for respondent.

* * * * *

On review of submissions pursuant to section 500.11 of the Rules,
order affirmed (see People v Guerrero [decided today, ___ NY3d
___]). Judges Ciparick, Graffeo, Read, Smith, Pigott and Jones
concur. Chief Judge Lippman took no part.

Decided February 19, 2009