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

No. 222 SSM 31
The People &c.,
Respondent,
v.
Eugene Francis,
Appellant.

Submitted by Andrew W. Sayegh, for appellant.
Submitted by Laurie Sapakoff, for respondent.

MEMORANDUM:

The order of the Appellate Division should be affirmed. Supreme Court had jurisdiction over the case when it corrected an error in a decision issued one day prior based on an objective fact and thereby reinstated certain counts of defendant's

indictment. Accordingly, there is no basis to disturb the judgment entered upon defendant's guilty plea.

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On review of submissions pursuant to section 500.11 of the Rules, order affirmed, in a memorandum. Judges Pigott, Rivera, Abdus-Salaam, Stein, Fahey and Garcia concur. Chief Judge DiFiore took no part.

Decided November 17, 2016