

**People v. L.T.** (Caledonia Tn. Ct., Livingston Co., 7/21)

**MR. CORLETTA AVOIDS 5-YEAR LICENSE REVOCATION IN RURAL COUNTY CASE**

Mr. Corletta used discovery violations under New York's new Discovery statute to leverage a non-alcohol-related plea, which is unheard of, that saved the client a 5-year license revocation under New York's Multiple Drug and Alcohol-related Offender Regulations in **People v. L.T.** (Caledonia Tn. Ct., Livingston Co., 7/21).

In that case, Mr. Corletta's client was facing a possible third alcohol-related conviction within a 25-year period, which would have triggered a 5 year license revocation under the aforementioned regulations, with no Conditional License.

Undaunted, Mr. Corletta dove into the case, filing several Motions. When the Assistant District Attorney, an ex-Judge, did not serve Discovery under the new statute, Mr. Corletta filed a Speedy Trial Motion seeking to dismiss all charges, placing the prosecutor in an embarrassing position. This was enough to leverage the District Attorney into a plea to a non-alcohol-related offense, which is ordinarily prohibited by statute unless the District Attorney consents.

The end result was to avoid *any* alcohol-related conviction *whatsoever*, as well as a 6 point speeding violation. The client paid a heavy fine and that was it. No loss of license was associated with the plea. Needless to say, the client was extremely grateful for Mr. Corletta's tireless advocacy. This was another example of how ordinarily, a person who would be convicted of DWI avoided conviction based upon technical violations that occurred while litigating the case that had nothing to do with the merits of the case. This is why in most DWI cases, it is always better to contest the case. If you don't go to the stadium, you can't play the game.