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FOR IMMEDIATE RELEASE: TUESDAY, FEBRUARY 4, 2014

## State Prison for Sexually Motivated Burglary



**ALBANY, NY** – District Attorney P. David Soares announced that DARYUS SMITH, 23, of Albany, was sentenced to 2 ½ years in State Prison, to be followed by 7 years of Post Release Supervision, before the Honorable Peter A. Lynch in Albany County Court this morning.

On December 10, 2013, SMITH pleaded guilty to (1) Count of Attempted Burglary in the Second Degree, as a Sexually Motivated Felony, a Class D Felony.

On September 13, 2013 at 4:00am, the defendant did knowingly and unlawfully enter and remain inside a residence on Benjamin Street in the City of Albany. The defendant then entered the

victim's bedroom and did intentionally touch and rub her buttocks and leg. SMITH did engage in this behavior without the victim's permission or her conscious awareness. The victim was a stranger to SMITH.

The defendant will be required to register as a sex offender upon his release from state prison.

Assistant District Attorney Jennifer McCanney of the Special Victims Unit handled the prosecution of this case.

For more information please contact Cecilia Walsh at (518) 275-4710.



For assistance for victims of crime please contact:

Albany County Crime Victims and Sexual Violence Center 447-7100

Albany County District Attorney's Office Crime Victims Unit 694-8445

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