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Albany Man Sentenced to State Prison for Selling Cigarettes Advertised on Craigslist

*Defendant Arrested Same Day He Receives Felony Probation for
Unrelated Crime*



ALBANY, NY – District Attorney P. David Soares announced today that **KENNETH ROSE**, 28, of Albany, was sentenced to 1 to 3 years in State Prison before the Honorable Peter A. Lynch this morning in Albany County Court.

On May 29, 2013, ROSE pleaded guilty to (1) Count of Possession of Unstamped and Unlawfully Stamped Cigarettes for the Purpose of Sale, a Class E Felony.

On March 3, 2013, KENNETH ROSE possessed 64.7 untaxed cartons of Newport cigarettes. On the same date an investigation by the Albany County Sheriff's Office and the New York State Department of Taxation and Finance uncovered the illegal sale of 11 cartons of cigarettes after ROSE had placed an advertisement for them on Craigslist.com.

ROSE's arrest came just hours after he had pleaded guilty to (1) Count of Aggravated Unlawful Operation, a Class E Felony, before the Honorable Peter A. Lynch in Albany County Court. The defendant would have received 5 years of Felony Probation; however, his commission of the new crime constituted a violation of the terms of his plea agreement.

The defendant will also have to pay restitution to the Tax Department in the amount of \$3,332.05.

Assistant District Attorney Benjamin Clark of the Financial Crimes Bureau oversaw the prosecution of this case.

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

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