



Office of the District Attorney
P. David Soares
6 Lodge Street
Albany, New York 12207
(518) 487-5460
(518) 487-5093 FAX

CONTACT: CECILIA LOGUE (518) 275-4710
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Devon Callicut Murder Conviction Upheld

ALBANY, NY – District Attorney P. David Soares today announced that the murder case against DEVON CALLICUTT was upheld by the New York State Appellate Division. The decision can be found [here](#).

In December 2010 CALLICUTT was found guilty after a jury trial of Murder in the First Degree, Attempted Robbery in the First Degree, Criminal Possession of a Weapon in the Second Degree, and Robbery in the First Degree. CALLICUTT was sentenced on February 3, 2011 to Life without the possibility of Parole.

On October 20th, 2008, around 11:20 p.m., in the area of South Lake Avenue and Yates Street CALLICUTT, along with KING MODEST, 18, and RICARDO CALDWELL, 19, approached Richard Bailey on their bikes and attempted to rob him with a loaded handgun in CALLICUTT's possession. During the robbery, CALLICUTT shot Bailey in the head, causing his death. Following the shooting of Bailey, CALLICUTT robbed another victim at approximately 11:27 p.m., in the area of State Street and Ontario Street, by demanding money after threatening the victim with a pistol.

MODEST and CALDWELL pleaded guilty to Attempted Robbery and are serving 10 and 12 years in State Prison, respectively.

Chief Assistant District Attorney Dave Rossi and Assistant District Attorney Steven Sharp handled the prosecution of the case. The appeal was argued by Steven Sharp.

For more information, please contact Cecilia Logue.

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