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**FOR IMMEDIATE RELEASE:** APRIL 19, 2019

## **Felon Sentenced in Illegal Cocaine Sale Case**



**ALBANY, NY-** District Attorney P. David Soares announced today that JOE DARBY, 51, of Schenectady, NY, was sentenced to 7 ½ years in State Prison, to be followed by 3 years of Post-Release Supervision, before the Honorable Roger D. McDonough in Albany County Supreme Court this afternoon.

On March 7, 2019, DARBY pleaded guilty to (1) Count of Criminal Sale of a Controlled Substance in the Third Degree, a Class B Felony.

On March 22, 2018, at approximately 7:34 P.M., in the area of Morton Avenue in the City of Albany, DARBY knowingly and unlawfully agreed to sell a large quantity of a cocaine to an

individual in exchange for a sum of U.S. Currency. On the same date, at approximately 8:53 P.M., in the area of Rawson Street and Third Street in the City of Albany, DARBY arrived at this location in his vehicle with the intent to sell more than one-half ounces of cocaine and was subsequently arrested by the Albany Police Department. After further investigation, officers recovered 41 grams of cocaine and the cell phone used to arrange for the sale in DARBY's vehicle.

At the time of this incident, DARBY was under the supervision of Federal probation for a 2005 federal conviction of a criminal possession of a controlled substance with the intent to distribute charge. The defendant had been sentenced to 20 years in Federal prison, however, he had his prison sentence commuted by the President of the United States after approximately 10 years and he was released in December of 2015.

Assistant District Attorney Alexander Scher of the Street Crimes Unit prosecuted this case.

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