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Guilty Plea Before DWI Trial Was Set to Begin



ALBANY, NY- District Attorney P. David Soares announced today that DAMIAN BROWN, 33, of Troy, pleaded guilty to (1) Count of Driving While Intoxicated, a Class D Felony, before Honorable Judge Stephen W. Herrick in Albany County Court this morning.

On June 19, 2013, at 11:28pm, BROWN was observed operating a black 2013 BMW in front of the Hess Mart on Loudon Road in the town of Colonie, when he failed to yield the right of way to a pedestrian, nearly striking him. A Colonie Police Officer was in the parking lot at the time, and observed BROWN exit the vehicle. BROWN both failed or was unable to complete several field sobriety tests and admitted to officers that he was intoxicated. BROWN refused, by conduct, to submit a breath test.

Jury selection was scheduled to begin for trial this morning.

BROWN faces 1 2/3 to 5 years in State Prison, in addition to court fees, license revocation, and 3 years of Ignition Interlock Device, when sentenced on October 9, 2014.

Assistant District Attorney Matthew Peluso is handling the prosecution of this matter.

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

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