RECORD IMPOUNDED

NOT FOR PUBLICATION WITHOUT THE APPROVAL OF THE APPELLATE DIVISION

This opinion shall not "constitute precedent or be binding upon any court." Although it is posted on the internet, this opinion is binding only on the parties in the case and its use in other cases is limited. R.1:36-3.

SUPERIOR COURT OF NEW JERSEY APPELLATE DIVISION DOCKET NO. A-0742-16T1

STATE OF NEW JERSEY,

Plaintiff-Respondent,

v.

RICHARD RICH,

Defendant-Appellant.

Submitted February 28, 2017 - Decided March 8, 2017

Before Judges Messano, Guadagno, and Suter.

On appeal from the Superior Court of New Jersey, Law Division, Sussex County, Indictment No. 15-02-0081.

Joseph E. Krakora, Public Defender, attorney for appellant (Leanne M. Healy, Assistant Deputy Public Defender, on the brief).

Francis A. Koch, Sussex County Prosecutor, attorney for respondent (Shaina Brenner, Assistant Prosecutor, of counsel and on the brief).

PER CURIAM

We were informed by defendant's counsel that defendant Richard Rich pled guilty pursuant to a plea agreement on February 23, 2017, and wishes to withdraw his appeal. The

appeal is dismissed as moot.

I hereby certify that the foregoing is a true copy of the original on file in my office. $n_{\rm e}$

CLERK OF THE APPELLATE DIVISION