Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D12253
O/hu

_____AD3d_____

A. GAIL PRUDENTI, P.J.
ANITA R. FLORIO
HOWARD MILLER
ROBERT W. SCHMIDT, JJ.

2006-03342 DECISION & ORDER

The People, etc., respondent,
v Edward Frawley, appellant.

(Ind. No. 237/81)

Edward Frawley, Napanoch, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Ellen C. Abbot, and Suzanne H. Sullivan of counsel), for respondent.

Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this court dated June 1, 1987 (*People v Frawley,* 131 AD2d 504), affirming a judgment of the Supreme Court, Queens County, rendered October 1, 1982.

ORDERED that the application is denied.

The appellant has failed to establish that he was denied the effective assistance of appellate counsel (*see Jones v Barnes,* 463 US 745; *People v Stultz,* 2 NY3d 277).

PRUDENTI, P.J., FLORIO, MILLER and SCHMIDT, JJ., concur.

ENTER:

James Edward Pelzer
Clerk of the Court

October 17, 2006

PEOPLE v FRAWLEY, EDWARD