

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

D12497  
Y/cb

\_\_\_\_\_AD3d\_\_\_\_\_

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

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1997-04767

DECISION & ORDER

The People, etc., respondent,  
v Robert Wilson, appellant.

(Ind. No. 417/94)

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Robert Wilson, Ossining, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Johnette Trill, and Emil Bricker of counsel), for respondent.

Robert DiDio, Kew Gardens, N.Y., former appellate counsel.

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 August 5, 2002 (*People v Wilson*, 297 AD2d 298), affirming a judgment of the Supreme Court, Queens County, rendered May 6, 1997.

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

November 8, 2006

PEOPLE v WILSON, ROBERT