

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

D12563
C/hu

_____AD3d_____

Submitted - October 11, 2006

ANITA R. FLORIO, J.P.
STEPHEN G. CRANE
ROBERT A. SPOLZINO
JOSEPH COVELLO, JJ.

2005-10506

DECISION & ORDER

The People, etc., respondent,
v Dennis Seaman, appellant.

(Ind. No. 1038/04)

Joseph F. DeFelice, Kew Gardens, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Andrea M. DiGregorio and Andrew Fukuda of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Nassau County (Donnino, J.), rendered April 21, 2005, convicting him of attempted robbery in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

We have reviewed the record and agree with the defendant's assigned counsel that there are no nonfrivolous issues which could be raised on appeal. Counsel's application for leave to withdraw as counsel is granted (*see Anders v California*, 386 US 738; *People v Paige*, 54 AD2d 631; *cf. People v Gonzalez*, 47 NY2d 606).

FLORIO, J.P., CRANE, SPOLZINO and COVELLO, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 14, 2006

PEOPLE v SEAMAN, DENNIS