

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

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_____AD3d_____

A. GAIL PRUDENTI, P.J.
FRED T. SANTUCCI
GABRIEL M. KRAUSMAN
MARK C. DILLON, JJ.

2004-09455

DECISION & ORDER

The People, etc., respondent,
v Carlton Reid, appellant.

(Ind. No. 02-01666)

Carlton Reid, Stormville, N.Y., appellant pro se.

Janet DiFiore, District Attorney, White Plains, N.Y. (Valerie A. Livingston, Richard Longworth Hecht, and Anthony J. Servino 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 May 9, 2006 (*People v Reid*, 29 AD3d 712, *lv denied* 7 NY3d 794), affirming a judgment of the Supreme Court, Westchester County, rendered September 30, 2004.

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., SANTUCCI, KRAUSMAN and DILLON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 19, 2006

PEOPLE v REID, CARLTON