

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

D14061
O/gts

_____AD3d_____

Submitted - February 7, 2007

REINALDO E. RIVERA, J.P.
ROBERT A. SPOLZINO
STEVEN W. FISHER
ROBERT A. LIFSON
THOMAS A. DICKERSON, JJ.

2006-01606
2006-01607

DECISION & ORDER

The People, etc., respondent,
v Jimmy Molina, appellant.

(Ind. Nos. 05-00385, 05-00478)

Richard P. Ferris, Utica, N.Y., for appellant.

Francis D. Phillips II, District Attorney, Goshen, N.Y. (David R. Huey of counsel),
for respondent.

Appeals by the defendant from two judgments of the County Court, Orange County (Rosenwasser, J.), both rendered January 6, 2006, convicting him of robbery in the first degree (two counts) and burglary in the first degree under Indictment No. 05-00385, and robbery in the first degree under Indictment No. 05-00478, upon his pleas of guilty, and imposing sentences.

ORDERED that the judgments are 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).

RIVERA, J.P., SPOLZINO, FISHER, LIFSON and DICKERSON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

February 27, 2007

PEOPLE v MOLINA, JIMMY