

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

D14299  
Y/cb

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

Argued - January 20, 1998

A. GAIL PRUDENTI, P.J.  
ROBERT W. SCHMIDT  
FRED T. SANTUCCI  
GLORIA GOLDSTEIN, JJ.

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1995-06663

DECISION & ORDER

The People, etc., respondent,  
v Gary Moore, appellant.

(Ind. No. 89142/94)

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Gary Moore, Lyon Mountain, N.Y., appellant pro se.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Judith R. Sternberg 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 March 2, 1998 (*People v Moore*, 248 AD2d 405), affirming a judgment of the County Court, Nassau County, rendered July 28, 1995.

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., SCHMIDT, SANTUCCI and GOLDSTEIN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

March 13, 2007

PEOPLE v MOORE, GARY