

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

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A. GAIL PRUDENTI, P.J.  
HOWARD MILLER  
ROBERT A. SPOLZINO  
ROBERT J. LUNN, JJ.

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2003-06952

DECISION & ORDER

The People, etc., respondent,  
v Keith Johnson, appellant.

(Ind. No. 7782/03)

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Keith Johnson, Stormville, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Morgan J. Dennehy of counsel),  
for respondent.

Lynn W. L. Fahey, New York, N.Y. (Alexis A. Ascher of counsel), former appellate  
counsel.

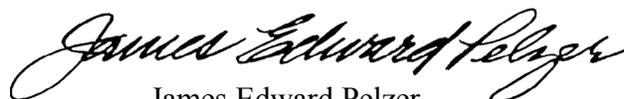
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this court dated October 11, 2005 (*People v Johnson*, 22 AD3d 601), affirming a judgment of the Supreme Court, Kings County, rendered July 9, 2003.

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., MILLER, SPOLZINO and LUNN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

April 10, 2007

PEOPLE v JOHNSON, KEITH