

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

D14689
C/cb

_____AD3d_____

HOWARD MILLER, J.P.
ROBERT W. SCHMIDT
STEPHEN G. CRANE
GABRIEL M. KRAUSMAN, JJ.

2001-04337

DECISION &

ORDER

The People, etc., respondent, v Ivan Michael Suphal,
a/k/a Michael Suphal, appellant.

(Ind. No. 9167/99)

Beldock Levine & Hoffman, LLP, New York, N.Y. (Melvin L. Wulf of counsel), for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Sholom J. Twersky of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Reyna E. Marder 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 May 3, 2004 (*People v Suphal*, 7 AD3d 547), affirming a judgment of the Supreme Court, Kings County, rendered May 7, 2001.

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).

MILLER, J.P., SCHMIDT, CRANE and KRAUSMAN, JJ., concur.

ENTER:


James Edward Pelzer

October 2, 2007

PEOPLE v SUPHAL, IVAN MICHAEL, a/k/a SUPHAL, MICHAEL

Clerk of the Court

October 2, 2007

PEOPLE v SUPHAL, IVAN MICHAEL, a/k/a SUPHAL, MICHAEL