

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

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HOWARD MILLER, J.P.
ROBERT W. SCHMIDT
WILLIAM F. MASTRO
ROBERT A. LIFSON, JJ.

2003-10366
2003-10369

DECISION & ORDER

The People, etc., respondent,
v Altonio Warren, appellant.

(Ind. Nos. 2231C/01, 1508/02)

Altonio Warren, Attica, N.Y., appellant pro se.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Karla Lato of counsel), for respondent.

Robert C. Mitchell, Riverhead, N.Y. (John M. Dowden of counsel), former appellate counsel.

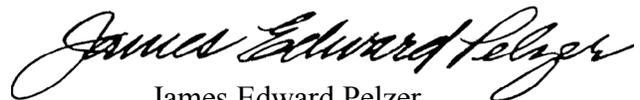
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this court dated March 7, 2006 (*People v Warren*, 27 AD3d 496), affirming two judgments of the County Court, Suffolk County, both rendered October 28, 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).

MILLER, J.P., SCHMIDT, MASTRO and LIFSON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 26, 2007

PEOPLE v WARREN, ALTONIO