

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

D15946  
O/gts

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

Submitted - June 13, 2007

STEPHEN G. CRANE, J.P.  
FRED T. SANTUCCI  
ANITA R. FLORIO  
MARK C. DILLON  
RUTH C. BALKIN, JJ.

---

2006-05013

DECISION & ORDER

The People, etc., respondent,  
v Freddy Dominguez, appellant.

(Ind. No. 05-1562S)

---

Mark J. Fitzmaurice, White Plains, N.Y., for appellant.

Janet DiFiore, District Attorney, White Plains, N.Y. (Michelle A. Calvi, Valerie A. Livingston, and Anthony J. Servino of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Westchester County (Cacace, J.), rendered April 24, 2006, convicting him of attempted criminal possession of a controlled substance in the third degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is 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).

CRANE, J.P., SANTUCCI, FLORIO, DILLON and BALKIN, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

September 4, 2007

PEOPLE v DOMINGUEZ, FREDDY