

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

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X/kmg

_____AD3d_____

A. GAIL PRUDENTI, P.J.
HOWARD MILLER
ROBERT W. SCHMIDT
STEPHEN G. CRANE, JJ.

2007-05253

DECISION & ORDER

The People, etc., respondent,
v Victor Harris, appellant.

(Ind. No. 5791/86)

Victor Harris, Napanoch, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Jodi L. Mandel 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 February 11, 1991 (*People v Harris* 170 AD2d 532), affirming a judgment of the Supreme Court, Kings County, rendered August 27, 1987.

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, SCHMIDT and CRANE, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 16, 2007

PEOPLE v HARRIS, VICTOR