

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

D17113
X/kmg

_____AD3d_____

Submitted - November 14, 2007

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
EDWARD D. CARNI
RUTH C. BALKIN, JJ.

2005-06927

DECISION & ORDER

The People, etc., respondent,
v Keith Johnson, a/k/a Waturi Johnson, appellant.

(Ind. No. 10553/04)

Lynn W. L. Fahey, New York, N.Y. (Paul Skip Laisure of counsel), for appellant, and appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Merri Turk Lasky of counsel; Michele Kaszuba on the brief), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Queens County (Buchter, J.), rendered June 28, 2005, convicting him of 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).

The defendant has not raised any nonfrivolous issues in his supplemental pro se brief.

RIVERA, J.P., FLORIO, CARNI and BALKIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 27, 2007

PEOPLE v JOHNSON, KEITH, a/k/a JOHNSON, WATURI