

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

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_____AD3d_____

HOWARD MILLER, J.P.
ROBERT W. SCHMIDT
STEPHEN G. CRANE
DAVID S. RITTER, JJ.

1995-10526

DECISION & ORDER

The People, etc., respondent,
v Jason A. Scott, appellant.

(Ind. No. 3635/93)

Jason A. Scott, Napanoch, N.Y., appellant pro se.

Daniel M. Donovan, Jr., District Attorney, Staten Island, N.Y. (Morrie I. Kleinbart 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 October 5, 1998 (*People v Scott*, 254 AD2d 310), affirming a judgment of the Supreme Court, Richmond County, rendered October 16, 1995.

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 RITTER, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 26, 2007

PEOPLE v SCOTT, JASON A.