

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

D18601
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_____AD3d_____

A. GAIL PRUDENTI, P.J.
REINALDO E. RIVERA
PETER B. SKELOS
FRED T. SANTUCCI, JJ.

1998-04254
1998-04255
1998-04256
1998-04257

DECISION & ORDER

The People, etc., respondent,
v Donnell Davis, appellant.

(Ind. Nos. 96-00855, 96-00891, 96-00915,
97-00015)

Donnell Davis, Comstock, N.Y., appellant pro se.

Janet DiFiore, District Attorney, White Plains, N.Y. (Valerie A. Livingston, Richard Longworth Hecht, and Anthony J. Servino 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 July 26, 2004 (*People v Davis*, 9 AD3d 468), affirming four judgments of the County Court, Westchester County, all rendered March 31, 1998.

ORDERED that the application is denied.

April 1, 2008

PEOPLE v DAVIS, DONNELL

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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., RIVERA, SKELOS and SANTUCCI, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer
Clerk of the Court