

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

D18697  
X/kmg

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Submitted - February 27, 2008

REINALDO E. RIVERA, J.P.  
ROBERT A. LIFSON  
HOWARD MILLER  
EDWARD D. CARNI  
RANDALL T. ENG, JJ.

2005-09539

DECISION & ORDER

The People, etc., respondent,  
v Michael Kett, appellant.

(Ind. No. 7/04)

Lynn W. L. Fahey, New York, N.Y. (Barry Stendig of counsel), for appellant, and  
appellant pro se.

Daniel M. Donovan, Jr., District Attorney, Staten Island, N.Y. (Karen F. McGee and  
Anne Crick of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Richmond County  
(Rooney, J.), rendered August 18, 2005, convicting him of manslaughter in the first 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., LIFSON, MILLER, CARNI and ENG, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

April 1, 2008

PEOPLE v KETT, MICHAEL