

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

D18714
W/kmg

_____AD3d_____

Submitted - February 26, 2008

ROBERT A. SPOLZINO, J.P.
DAVID S. RITTER
FRED T. SANTUCCI
EDWARD D. CARNI, JJ.

2006-05098
2006-09502
2006-09503

DECISION & ORDER

In the Matter of Jan Randolph, respondent,
v Wayne T. Nevels, appellant.

(Docket No. O-20075/02)

Cheryl Charles Duval, Brooklyn, N.Y., for appellant.

Joan L. Beranbaum, New York, N.Y. (Carol M. North of counsel), for respondent.

In a family offense proceeding pursuant to Family Court Act article 8, Wayne T. Nevels appeals from (1) an order of the Family Court, Kings County (Silber, J.), dated May 4, 2006, which, after a hearing, and upon finding that he committed acts which constituted the offense of harassment in the second degree, directed him to enroll in an anger management program, (2) an order of protection of the same court also dated May 4, 2006, inter alia, directing him to stay away from the petitioner, and (3) an order of disposition of the same court also dated May 4, 2006, which, among other things, fixed the term of the order of protection for a period of three years. Assigned counsel has submitted a brief in accordance with *Anders v California* (386 US 738), in which he moves to be relieved of the assignment to prosecute this appeal.

ORDERED that the orders are affirmed, without costs or disbursements.

We have reviewed the record and agree with the appellant's assigned counsel that

April 1, 2008

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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; *Matter of Pressley v McGainey*, 34 AD3d 684; *Matter of Medina v Figueroa*, 16 AD3d 420).

SPOLZINO, J.P., RITTER, SANTUCCI and CARNI, 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