

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

D18852  
C/hu

\_\_\_\_\_AD3d\_\_\_\_\_

Submitted - March 12, 2008

STEVEN W. FISHER, J.P.  
ANITA R. FLORIO  
DANIEL D. ANGIOLILLO  
THOMAS A. DICKERSON  
ARIEL E. BELEN, JJ.

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2007-01726

DECISION & ORDER

The People, etc., respondent,  
v Wayne J. Lewis, appellant.

(Ind. No. 1183-06)

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Robert C. Mitchell, Riverhead, N.Y. (Robert B. Kenney of counsel), for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Steven A. Hovani of counsel),  
for respondent.

Appeal by the defendant from a judgment of the County Court, Suffolk County  
(Hudson, J.), rendered January 26, 2007, convicting him of robbery 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).

FISHER, J.P., FLORIO, ANGIOLILLO, DICKERSON and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

April 15, 2008

PEOPLE v LEWIS WAYNE, J.