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

D18953
Y/prt

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ANITA R. FLORIO, JJ.

1993-00885 DECISION & ORDER

The People, etc., respondent,
v Patrick Thomas, appellant.

(Ind. No. 382/92)

Patrick Thomas, Coxsackie, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Victor Barall 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 August 14, 1995 (*People v Thomas,* 218 AD2d 718), affirming a judgment of the Supreme Court, Kings County, rendered January 7, 1993.

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).

PRUDENTI, P.J., MASTRO, RIVERA and FLORIO, JJ., concur.

ENTER:

James Edward Pelzer
Clerk of the Court

April 22, 2008

PEOPLE v THOMAS, PATRICK