

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

D19435  
Y/kmg

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

A. GAIL PRUDENTI, P.J.  
REINALDO E. RIVERA  
ROBERT A. SPOLZINO  
HOWARD MILLER, JJ.

---

2001-04337

DECISION & ORDER

The People, etc., respondent, v Ivan Michael Suphal,  
a/k/a Michael Suphal, appellant.

(Ind. No. 9167/99)

---

Ivan Michael Suphal, a/k/a Michael Suphal, Ossining, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Sholom J. Twersky of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Reyna E. Marder of counsel), former appellate counsel.

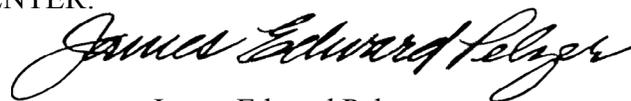
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated May 3, 2004 (*see People v Suphal*, 7 AD3d 547), affirming a judgment of the Supreme Court, Kings County, rendered May 7, 2001.

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., RIVERA, SPOLZINO and MILLER, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

May 27, 2008

PEOPLE v SUPHAL, IVAN MICHAEL, a/k/a SUPHAL, MICHAEL