

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

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WILLIAM F. MASTRO, J.P.
REINALDO E. RIVERA
ROBERT A. SPOLZINO
ANITA R. FLORIO, JJ.

1998-11571

DECISION & ORDER

The People, etc., respondent,
v Abdul Wahedi, a/k/a Sammy Wahedi,
appellant.

(Ind. No. 904-97)

Jonathan I. Edelstein, New York, N.Y., for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Michael J. Miller of counsel),
for respondent.

Robert C. Mitchell, Riverhead, N.Y. (James H. Miller III of counsel), former appellate
counsel.

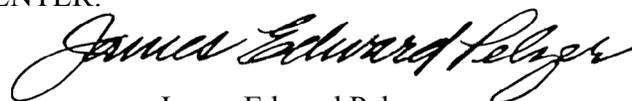
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated January 13, 2003 (*People v Wahedi*, 301 AD2d 541), affirming a judgment of the County Court, Suffolk County, rendered December 16, 1998.

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).

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

ENTER:



James Edward Pelzer
Clerk of the Court

September 9, 2008

PEOPLE v WAHEDI, ABDUL, a/k/a WAHEDI, SAMMY