

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

D20386  
O/hu

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

WILLIAM F. MASTRO, J.P.  
REINALDO E. RIVERA  
DAVID S. RITTER  
FRED T. SANTUCCI, JJ.

---

2004-02304

DECISION & ORDER

The People, etc., respondent,  
v Ligio R. Lopez, appellant.

(Ind. No. 298-03)

---

Ligio R. Lopez, Dannemora, N.Y., appellant pro se.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Grazia DiVincenzo 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 March 21, 2005  
(*People v Lopez*, 16 AD3d 1182), affirming a sentence of the County Court, Suffolk County, imposed  
October 29, 2003.

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, RITTER and SANTUCCI, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

September 16, 2008

PEOPLE v LOPEZ, LIGIO R.