

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

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_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
MARK C. DILLON
JOSEPH COVELLO, JJ.

2004-11108

DECISION & ORDER

The People, etc., respondent,
v Kent Morris, appellant.

(Ind. No. 334/04)

Kent Morris, Attica, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano,
Sharon Y. Brodt, and Roni C. Piplani of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Barry Stendig 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 November 28, 2006 (*People v Morris*, 34 AD3d 846), affirming a judgment of the Supreme Court, Queens County, rendered December 8, 2004.

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, DILLON and COVELLO, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 30, 2008

PEOPLE v MORRIS, KENT