

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

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Submitted - November 12, 2008

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
DANIEL D. ANGIOLILLO
WILLIAM E. McCARTHY
CHERYL E. CHAMBERS, JJ.

2004-09251

DECISION & ORDER

The People, etc., respondent,
v Leroy Huggins, appellant.

(Ind. No. 04-00036)

Abraham J. Mayers, Yonkers, N.Y., for appellant.

Janet DiFiore, District Attorney, White Plains, N.Y. (Mark A. Garetto, Lois C. Valerio, and Anthony J. Servino of counsel), for respondent.

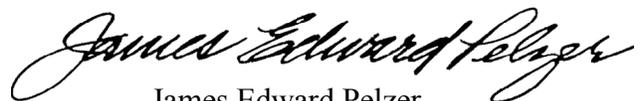
Appeal by the defendant from a judgment of the Supreme Court, Westchester County (DiFiore, J.), rendered October 7, 2004, convicting him of attempted murder in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

We have reviewed the record and agree with the defendant's assigned counsel that there are no nonfrivolous issues which could be raised on appeal. Counsel's application for leave to withdraw as counsel is granted (*see Anders v California*, 386 US 738; *People v Paige*, 54 AD2d 631; *cf. People v Gonzalez*, 47 NY2d 606).

RIVERA, J.P., FLORIO, ANGIOLILLO, McCARTHY and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 9, 2008

PEOPLE v HUGGINS, LEROY