

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

D23238
O/kmg

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ROBERT A. SPOLZINO, JJ.

2009-01001

DECISION & ORDER

The People, etc., respondent,
v Timothy Grant, appellant.

(Ind. No. 5660/86)

Timothy Grant, Auburn, N.Y., appellant pro se.

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

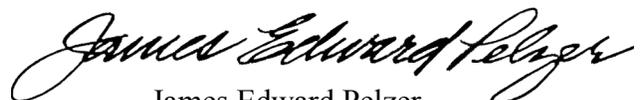
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated June 25, 1990 (*People v Grant*, 162 AD2d 706), affirming a judgment of the Supreme Court, Kings County, rendered July 15, 1987.

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, RIVERA and SPOLZINO, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

May 19, 2009

PEOPLE v GRANT, TIMOTHY