

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

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_____AD3d_____

PETER B. SKELOS, J.P.
JOSEPH COVELLO
RANDALL T. ENG
JOHN M. LEVENTHAL, JJ.

2005-03278

DECISION & ORDER

The People, etc., respondent,
v Hasker McLeod, appellant.

(Ind. No. 1228/04)

Hasker McLeod, Malone, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Nicoletta J. Caperri, and Ellen C. Abbot of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Reyna E. Marder 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 April 15, 2008 (*People v McLeod*, 50 AD3d 923), affirming a judgment of the Supreme Court, Queens County, rendered March 28, 2005.

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).

SKELOS, J.P., COVELLO, ENG and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 30, 2009

PEOPLE v McLEOD, HASKER