

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

D23774  
G/kmg

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Submitted - June 10, 2009

ROBERT A. SPOLZINO, J.P.  
FRED T. SANTUCCI  
DANIEL D. ANGIOLILLO  
JOHN M. LEVENTHAL  
PLUMMER E. LOTT, JJ.

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2007-04734

DECISION & ORDER

The People, etc., respondent,  
v Frederick Rogers, appellant.

(S.C.I. No. 510/07)

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Joseph F. Kilada, Garden City, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Lauren Del Giorno of counsel;  
Matthew C. Frankel on the brief), for respondent.

Appeal by the defendant from an amended judgment of the County Court, Nassau  
County (Reilly, J.), rendered April 18, 2007, convicting him of assault in the second degree and  
reckless endangerment in the first degree, upon his plea of guilty, and imposing sentence.

ORDERED that the amended 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).

SPOLZINO, J.P., SANTUCCI, ANGIOLILLO, LEVENTHAL and LOTT, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 30, 2009

PEOPLE v ROGERS, FREDERICK