

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
RUTH C. BALKIN
THOMAS A. DICKERSON, JJ.

2005-02262

DECISION & ORDER

The People, etc., respondent,
v Raymond Figueroa, appellant.

(Ind. No. 778-04)

Raymond Figueroa, Ossining, N.Y., appellant pro se.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Rosalind C. Gray 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 March 20, 2007 (*People v Figueroa*, 38 AD3d 796), affirming a judgment of the County Court, Suffolk County, rendered February 22, 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, BALKIN and DICKERSON, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

September 15, 2009

PEOPLE v FIGUEROA, RAYMOND