

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

D24469
W/kmg

_____AD3d_____

Submitted - September 9, 2009

PETER B. SKELOS, J.P.
FRED T. SANTUCCI
JOSEPH COVELLO
CHERYL E. CHAMBERS
LEONARD B. AUSTIN, JJ.

2008-05058

DECISION & ORDER

The People, etc., respondent,
v John Carrion, appellant.

(Ind. No. 1164/07)

Lynn W. L. Fahey, New York, N.Y., for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Rona I. Kugler of counsel; Reina Gonzalez on the brief), for respondent.

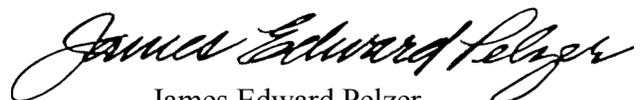
Appeal by the defendant from a judgment of the Supreme Court, Queens County (LaTella, J.), rendered November 14, 2007, convicting him of burglary in the second degree, upon his plea of guilty, and imposing sentence.

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).

SKELOS, J.P., SANTUCCI, COVELLO, CHAMBERS and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 29, 2009

PEOPLE v CARRION, JOHN