

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

D25169  
W/kmg

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A. GAIL PRUDENTI, P.J.  
WILLIAM F. MASTRO  
RUTH C. BALKIN  
JOHN M. LEVENTHAL, JJ.

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2006-03947

DECISION & ORDER

The People, etc., respondent,  
v Manuel Madrid, appellant.

(Ind. No. 2872/03)

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Manuel Madrid, Stormville, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Johnnette Traill, and Suzanne H. Sullivan of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (De Nice Powell 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 June 3, 2008 (*People v Madrid*, 52 AD3d 530), affirming a judgment of the Supreme Court, Queens County, rendered March 14, 2006.

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, BALKIN and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

December 1, 2009

PEOPLE v MADRID, MANUEL