

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

D25188
W/cb

_____AD3d_____

Submitted - October 28, 2009

PETER B. SKELOS, J.P.
ANITA R. FLORIO
RUTH C. BALKIN
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2007-00985

DECISION & ORDER

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

(S.C.I. No. 06-1733)

Thomas A. Kenniff, Mineola, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Tammy J. Smiley of counsel;
Michael Maffei on the brief), for respondent.

Appeal by the defendant from a judgment of the County Court, Nassau County
(Calabrese, J.), rendered January 23, 2007, convicting him of criminal sale of a controlled substance
in the third 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., FLORIO, BALKIN, BELEN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 24, 2009

PEOPLE v CARDINEAU, JOHN