

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

D25396  
G/prt

\_\_\_\_\_AD3d\_\_\_\_\_

WILLIAM F. MASTRO, J.P.  
REINALDO E. RIVERA  
JOSEPH COVELLO  
THOMAS A. DICKERSON, JJ.

2004-08312

DECISION & ORDER

The People, etc., respondent,  
v Robert Ramirez, appellant.

(Ind. No. 14/03)

Robert Ramirez, Napanoch, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Jeanette Lifschitz, and Rebecca Height 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 September 18, 2007 (*People v Ramirez*, 43 AD3d 1086), affirming a judgment of the Supreme Court, Queens County, rendered September 9, 2004.

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).

MASTRO, J.P., RIVERA, COVELLO and DICKERSON, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

December 15, 2009

PEOPLE v RAMIREZ, ROBERT