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

D25810
G/kmg

_____AD3d_____ Submitted - December 16, 2009

MARK C. DILLON, J.P.
HOWARD MILLER
RANDALL T. ENG
L. PRISCILLA HALL
SANDRA L. SGROI, JJ.

2008-08046 DECISION & ORDER

The People, etc., respondent,
v Todd C. DeBoe, appellant.

(S.C.I. No. 1562/08)

Robert C. Mitchell, Riverhead, N.Y. (Alfred J. Cicale of counsel), for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Steven A. Hovani of counsel), for respondent.

Appeal by the defendant from a judgment of the County Court, Suffolk County (Kahn, J.), rendered July 31, 2008, convicting him of endangering the welfare of a child, 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).

DILLON, J.P., MILLER, ENG, HALL and SGROI, JJ., concur.

ENTER:

James Edward Pelzer
Clerk of the Court

January 19, 2010