

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

D26306  
G/kmg

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

Submitted - January 27, 2010

PETER B. SKELOS, J.P.  
JOSEPH COVELLO  
RANDALL T. ENG  
CHERYL E. CHAMBERS  
SANDRA L. SGROI, JJ.

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2008-11108  
2008-11114

DECISION & ORDER

The People, etc., respondent,  
v Anthony Wiggins, appellant.

(Ind. No. 08-0297, S.C.I. No. 08-00588)

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Ronnie James Ritz, Shrub Oak, N.Y., for appellant.

Janet DiFiore, District Attorney, White Plains, N.Y. (Richard Longworth Hecht and Anthony J. Servino of counsel; Justin L. Tolbert on the brief), for respondent.

Appeals by the defendant from (1) a judgment of the Supreme Court, Westchester County (Neary, J.), rendered October 22, 2008, convicting him of criminal sale of a controlled substance in the third degree under Indictment No. 08-0297, upon his plea of guilty, and imposing sentence, and (2) a judgment of the same court, also rendered October 22, 2008, convicting him of attempted criminal possession of a controlled substance in the third degree under Superior Court Information No. 08-00588, upon his plea of guilty, and imposing sentence.

ORDERED that the judgments are 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

March 2, 2010

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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., COVELLO, ENG, CHAMBERS and SGROI, JJ., concur.

ENTER:

A handwritten signature in black ink that reads "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer  
Clerk of the Court