

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

D27009
O/kmg

_____AD3d_____

REINALDO E. RIVERA, J.P.
DANIEL D. ANGIOLILLO
RANDALL T. ENG
ARIEL E. BELEN, JJ.

2007-04890

DECISION & ORDER

The People, etc., respondent,
v Ashawn Abbott, appellant.

(Ind. No. 105/06)

Ashawn Abbott, Ogdenburg, N.Y., appellant pro se.

William V. Grady, District Attorney, Poughkeepsie, N.Y. (Bridget Rahilly Steller of counsel), for respondent.

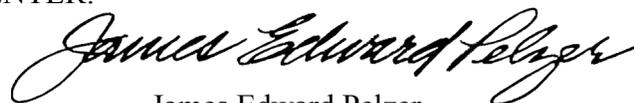
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated December 23, 2008 (*People v Abbott*, 57 AD3d 910), affirming a judgment of the County Court, Dutchess County, rendered May 3, 2007.

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).

RIVERA, J.P., ANGIOLILLO, ENG and BELEN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

April 20, 2010

PEOPLE v ABBOTT, ASHAWN