

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

D27065
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_____AD3d_____

Submitted - April 7, 2010

WILLIAM F. MASTRO, J.P.
FRED T. SANTUCCI
THOMAS A. DICKERSON
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2009-04069

DECISION & ORDER

The People, etc., respondent,
v Darius Burris, appellant.

(Ind. No. 1851/08)

Judah Maltz, Kew Gardens, N.Y., for appellant.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Andrew Fukuda of counsel;
Matthew C. Frankel on the brief), for respondent.

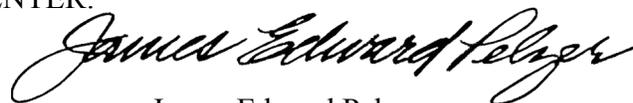
Appeal by the defendant from a judgment of the Supreme Court, Nassau County
(Donnino, J.), rendered April 15, 2009, convicting him of identity theft in the third degree (two
counts), upon his plea of guilty, and imposing sentence.

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).

MASTRO, J.P., SANTUCCI, DICKERSON, BELEN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

April 20, 2010

PEOPLE v BURRIS, DARIUS