

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

D27405  
Y/prt

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

Submitted - April 27, 2010

WILLIAM F. MASTRO, J.P.  
HOWARD MILLER  
JOHN M. LEVENTHAL  
ARIEL E. BELEN, JJ.

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2008-03695

DECISION & ORDER

The People, etc., respondent,  
v Joseph Ferrannini, appellant.

(Ind. No. 47/07)

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Lynn W. L. Fahey, New York, N.Y. (Erica Horwitz of counsel), for appellant.

Daniel M. Donovan, Jr., District Attorney, Staten Island, N.Y. (Morrie I. Kleinbart of counsel), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Richmond County (Collini, J.), rendered February 6, 2008, convicting him of rape in the third degree and criminal possession of a weapon in the third degree, 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., MILLER, LEVENTHAL and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

May 18, 2010

PEOPLE v FERRANNINI, JOSEPH