

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

D28223
C/kmg

_____AD3d_____

Submitted - June 14, 2010

PETER B. SKELOS, J.P.
RANDALL T. ENG
L. PRISCILLA HALL
PLUMMER E. LOTT, JJ.

2008-09902

DECISION & ORDER

The People, etc., respondent,
v Devonn Sherman, appellant.

(Ind. No. 1919/07)

Steven Banks, New York, N.Y. (Laura Boyd of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Sharon Y. Brodt of counsel; Lorrie A. Zinno on the brief), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Queens County (Kron, J.), rendered August 1, 2008, convicting him of attempted 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).

SKELOS, J.P., ENG, HALL and LOTT, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

August 24, 2010

PEOPLE v SHERMAN, DEVONN