

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

D28327
Y/hu

_____AD3d_____

REINALDO E. RIVERA, J.P.
STEVEN W. FISHER
ANITA R. FLORIO
JOHN M. LEVENTHAL, JJ.

2003-04314
2003-08947

DECISION & ORDER

The People, etc., respondent,
v Angel Maldonado, appellant.

(Ind. Nos. 2340/99, 891/01)

Thomas J. Eoannou, Buffalo, N.Y., for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Rosalind C. Gray 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 August 8, 2005 (*People v Maldonado*, 21 AD3d 430), affirming two judgments of the County Court, Suffolk County, both rendered April 25, 2003.

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., FISHER, FLORIO and LEVENTHAL, JJ., concur.

ENTER:



Matthew G. Kiernan
Clerk of the Court

September 14, 2010

PEOPLE v MALDONADO, ANGEL