

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

D28410
C/kmg

_____AD3d_____

REINALDO E. RIVERA, J.P.
STEVEN W. FISHER
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2007-02836

DECISION & ORDER

The People, etc., respondent,
v Gamel N. Browne, appellant.

(Ind. No. 914/06)

Gamel N. Browne, Ossining, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Sharon Y. Brodt, and Rebecca Kramer of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Jonathan M. Kratter of counsel), former appellate counsel.

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 November 4, 2009 (*People v Browne*, 67 AD3d 697), affirming a judgment of the Supreme Court, Queens County, rendered March 8, 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., FISHER, BELEN and AUSTIN, JJ., concur.

ENTER:


Matthew G. Kiernan

September 21, 2010

PEOPLE v BROWNE, GAMEL N.

Clerk of the Court

September 21, 2010

PEOPLE v BROWNE, GAMEL N.