

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

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_____AD3d_____

FRED T. SANTUCCI, J.P.
CHERYL E. CHAMBERS
L. PRISCILLA HALL
SHERI S. ROMAN, JJ.

2006-06578
2006-06579

DECISION & ORDER

The People, etc., respondent,
v Eduardo Miranda, appellant.

(Ind. Nos. 1495/05, 8952/05)

Eduardo Miranda, Malone, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove, Linda Breen, and Terry-Ann Llwellyn 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 November 4, 2009 (*People v Miranda*, 67 AD3d 709), affirming two judgments of the Supreme Court, Kings County, both rendered May 18, 2006.

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).

SANTUCCI, J.P., CHAMBERS, HALL and ROMAN, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court

September 28, 2010

PEOPLE v MIRANDA, EDUARDO