

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

D29005
W/kmg

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
PETER B. SKELOS, JJ.

1995-03248

DECISION & ORDER

The People, etc., respondent,
v Paul Vella, appellant.

(Ind. No. 84370/93)

Paul Vella, Otisville, N.Y., appellant pro se.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Andrea M. DiGregorio and Robert A. Schwartz of counsel), for respondent.

Leon H. Tracy, Jericho, N.Y., 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 February 23, 1998 (*People v Vella*, 247 AD2d 642), affirming a judgment of the County Court, Nassau County, rendered March 9, 1995.

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).

PRUDENTI, P.J., MASTRO, RIVERA and SKELOS, JJ., concur.

ENTER:


Matthew G. Kiernan

Clerk of the Court

November 9, 2010

PEOPLE v VELLA, PAUL