

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

D29156
H/prt

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ANITA R. FLORIO, JJ.

1999-01153

DECISION & ORDER

The People, etc., respondent,
v Henry Thomas Fulmore, appellant.

(Ind. No. 4066/98)

Henry Thomas Fulmore, Stormville, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Solomon Neubort of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Winston McIntosh 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 27, 2000 (*People v Fulmore*, 277 AD2d 465), affirming a judgment of the Supreme Court, Kings County, rendered February 2, 1999.

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 FLORIO, JJ., concur.

ENTER:



Matthew G. Kiernan
Clerk of the Court

November 23, 2010

PEOPLE v FULMORE, HENRY THOMAS