

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

D29238
C/kmb

_____AD3d_____

Submitted - November 17, 2010

PETER B. SKELOS, J.P.
FRED T. SANTUCCI
DANIEL D. ANGIOLILLO
L. PRISCILLA HALL
SHERI S. ROMAN, JJ.

2008-10371

DECISION & ORDER

The People, etc., respondent,
v Augustin Sajous, appellant.

(Ind. No. 1999/08)

Steven Banks, New York, N.Y. (Kristina Schwarz of counsel), for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Thomas M. Ross of counsel; Robert Ho on the brief), for respondent.

Appeal by the defendant from a judgment of the Supreme Court, Kings County (Walsh, J.), rendered October 21, 2008, convicting him of criminally using drug paraphernalia in the second degree, upon his plea of guilty, and imposing sentence.

ORDERED that the judgment is affirmed.

We have reviewed the record and agree with the defendant's assigned counsel that there are no nonfrivolous issues which could be raised on appeal. Counsel's application for leave to withdraw as counsel is granted (*see Anders v California*, 386 US 738; *People v Paige*, 54 AD2d 631; *cf. People v Gonzalez*, 47 NY2d 606).

SKELOS, J.P., SANTUCCI, ANGIOLILLO, HALL and ROMAN, JJ., concur.

ENTER:


Matthew G. Kiernan

Clerk of the Court

November 30, 2010

PEOPLE v SAJOUS, AUGUSTIN