

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

D29652
W/kmb

_____AD3d_____

WILLIAM F. MASTRO, J.P.
FRED T. SANTUCCI
JOHN M. LEVENTHAL
SHERI S. ROMAN, JJ.

1996-04436

DECISION & ORDER

The People, etc., respondent,
v Armond McCloud, appellant.

(Ind. No. 3707/94)

Armond McCloud, Auburn, N.Y., appellant pro se.

Elizabeth S. Ostrow, New York, 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 2, 1998 (*People v McCloud*, 247 AD2d 409), affirming a judgment of the Supreme Court, Queens County, rendered April 15, 1996.

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).

MASTRO, J.P., SANTUCCI, LEVENTHAL and ROMAN, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court

December 28, 2010

PEOPLE v McCLOUD, ARMOND