

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

D30313
H/kmb

_____AD3d_____

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

1991-09895

DECISION & ORDER

The People, etc., respondent,
v Rudolph Rossi, appellant.

(Ind. No. 5801/89)

Rudolph Rossi, Comstock, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Camille O'Hara Gillespie 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 December 27, 1994 (*People v Rossi*, 210 AD2d 511), affirming a judgment of the Supreme Court, Kings County, rendered April 22, 1991.

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

March 8, 2011

PEOPLE v ROSSI, RUDOLPH