

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

D31251
G/kmb

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
ANITA R. FLORIO
RUTH C. BALKIN, JJ.

2006-05903

DECISION & ORDER

The People, etc., respondent,
v James Pallonetti, appellant.

(Ind. No. 7525/04)

James Pallonetti, Elmira, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Shulamit Rosenblum Nemecek 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 May 26, 2009 (*People v Pallonetti*, 62 AD3d 1027), affirming a judgment of the Supreme Court, Kings County, rendered June 5, 2006.

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, FLORIO and BALKIN, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court

May 17, 2011

PEOPLE v PALLONETTI, JAMES