

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

D31269
W/kmb

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
PETER B. SKELOS, JJ.

1994-08414

DECISION & ORDER

The People, etc., respondent,
v Roberto Morales, appellant.

(Ind. No. 93-00260)

Franzblau Dratch, P.C., New York, N.Y. (Stephen N. Dratch of counsel), for appellant.

Thomas P. Zugibe, District Attorney, New City, N.Y. (Itamar J. Yeger 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 28, 1996 (*People v Morales*, 227 AD2d 648), affirming a judgment of the County Court, Rockland County, rendered September 7, 1994.

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 SKELOS, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court

May 17, 2011

PEOPLE v MORALES, ROBERTO