

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

D32030
W/kmb

_____AD3d_____

Submitted - June 22, 2011

MARK C. DILLON, J.P.
JOSEPH COVELLO
RUTH C. BALKIN
PLUMMER E. LOTT
SHERI S. ROMAN, JJ.

2009-03298
2009-03320

DECISION & ORDER

The People, etc., respondent,
v Elijah Williams, appellant.

(S.C.I. Nos. 30D/08, N10010/09)

Steven Banks, New York, N.Y. (Joanne Legano Ross of counsel), for appellant.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano and Merri Turk Lasky of counsel; Lorri A. Zinno on the brief), for respondent.

Appeals by the defendant from (1) a judgment of the Supreme Court, Queens County (Hirsch, J.), rendered February 25, 2009, convicting him of criminal possession of a controlled substance in the third degree under S.C.I. No. 30D/08, and (2) a judgment of the same court (Mullen, J.), also rendered February 25, 2009, convicting him of criminal sale of a controlled substance in the fourth degree under S.C.I. No. N10010/09, upon his pleas of guilty, and imposing sentences. Assigned counsel has submitted a brief in accordance with *Anders v California* (386 US 738), in which he moves for leave to withdraw as counsel for the appellant.

ORDERED that the judgments are 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 the appeals. Counsel's application for leave

July 5, 2011

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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).

DILLON, J.P., COVELLO, BALKIN, LOTT and ROMAN, JJ., concur.

ENTER:

A handwritten signature in black ink that reads "Matthew G. Kiernan". The signature is written in a cursive style with a large, prominent initial "M".

Matthew G. Kiernan
Clerk of the Court