

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

D32615
N/ct

_____AD3d_____

Submitted - October 5, 2011

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
RANDALL T. ENG
L. PRISCILLA HALL
JEFFREY A. COHEN, JJ.

2008-09764

DECISION & ORDER

The People, etc., respondent,
v Walter Freeman, appellant.

(S.C.I. No. 107/08)

Yasmin Daley Duncan, Brooklyn, N.Y., for appellant.

William V. Grady, District Attorney, Poughkeepsie, N.Y. (Joan H. McCarthy of counsel), for respondent.

Appeal by the defendant from an amended judgment of the County Court, Dutchess County (Hayes, J.), rendered September 10, 2008, revoking a sentence of probation previously imposed by the same court (Dolan, J.), upon a finding that he violated a condition thereof, upon his admission, and imposing a sentence of imprisonment upon his previous conviction of failure to register as a sex offender. Assigned counsel has submitted a brief in accordance with *Anders v California* (386 US 738), in which she moves for leave to withdraw as counsel for the appellant.

ORDERED that the amended judgment is 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 appeal. Counsel's application for leave 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).

RIVERA, J.P., FLORIO, ENG, HALL and COHEN, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court

October 18, 2011

PEOPLE v FREEMAN, WALTER