

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

D32912
O/prt

_____AD3d_____

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

2001-07501
2001-07502

DECISION & ORDER

The People, etc., respondent,
v Lavern Graham, appellant.

(Ind. Nos. 951/00, 1436/00)

Lavern Graham, Bedford Hills, N.Y., appellant pro se.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Laurie K. Gibbons and Courtney Weinberger 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 August 4, 2003 (*People v Graham*, 307 AD2d 935), affirming two judgments of the County Court, Nassau County, both rendered July 13, 2001.

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

November 15, 2011

PEOPLE v GRAHAM, LAVERN