

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

D33249
C/kmb

_____AD3d_____

WILLIAM F. MASTRO, A.P.J.
REINALDO E. RIVERA
ANITA R. FLORIO
RUTH C. BALKIN, JJ.

2006-07175

DECISION & ORDER

The People, etc., respondent,
v Nelson Lorenzana, appellant.

(Ind. No. 207/06)

Nelson Lorenzana, Dannemora, N.Y., appellant pro se.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Tammy J. Smiley and Andrea DiGregorio 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 December 11, 2007 (*People v Lorenzana*, 46 AD3d 705), affirming a judgment of the Supreme Court, Nassau County, rendered June 28, 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).

MASTRO, A.P.J., RIVERA, FLORIO and BALKIN, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

December 13, 2011

PEOPLE v LORENZANA, NELSON