

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

D33476  
N/kmb

\_\_\_\_\_AD3d\_\_\_\_\_

Submitted - December 14, 2011

WILLIAM F. MASTRO, A.P.J.  
RUTH C. BALKIN  
CHERYL E. CHAMBERS  
SANDRA L. SGROI, JJ.

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2010-07923

DECISION & ORDER

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

(Ind. No. 12677/08)

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Lynn W. L. Fahey, New York, N.Y., for appellant.

Appeal by the defendant from an amended judgment of the Supreme Court, Kings County (Brennan, J.), rendered July 21, 2010, revoking a sentence of probation previously imposed by the same court (Walsh, J.), upon a finding that he violated a condition thereof, upon his admission, and imposing a sentence of imprisonment upon his previous conviction of aggravated unlicensed operation of a motor vehicle in the first degree. 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).

MASTRO, A.P.J., BALKIN, CHAMBERS and SGROI, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

December 27, 2011

PEOPLE v NELSON, NORLY