

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

D33743  
O/kmb

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

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

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1999-06354

DECISION & ORDER

The People, etc., respondent,  
v Vinicio Deoleo, appellant.

(Ind. No. 1475/98)

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Vinicio Deoleo, Beacon, N.Y., appellant pro se.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Tammy J. Smiley and Margaret E. Mainusch 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 18, 2000 (*People v Deoleo*, 278 AD2d 426), affirming a judgment of the County Court, Nassau County, rendered June 21, 1999.

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, DILLON and FLORIO, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

January 24, 2012

PEOPLE v DEOLEO, VINICIO