

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

D34130
C/kmb

_____AD3d_____

WILLIAM F. MASTRO, A.P.J.
MARK C. DILLON
DANIEL D. ANGIOLILLO
THOMAS A. DICKERSON, JJ.

2006-06924

DECISION & ORDER

The People, etc., respondent,
v Calvin Tyrell, appellant.

(Ind. No. 92-00177)

Calvin Tyrell, Stormville, N.Y., appellant pro se.

Janet DiFiore, District Attorney, White Plains, N.Y. (Lisa M. Denig and Laurie Sapakoff 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 November 10, 2009 (*People v Tyrell*, 67 AD3d 827), affirming a judgment of the County Court, Westchester County, rendered June 21, 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., DILLON, ANGIOLILLO and DICKERSON, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

February 28, 2012

PEOPLE v TYRELL, CALVIN