

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

D35467
O/ct

_____AD3d_____

Submitted - June 6, 2012

PETER B. SKELOS, J.P.
THOMAS A. DICKERSON
L. PRISCILLA HALL
SHERI S. ROMAN
JEFFREY A. COHEN, JJ.

2010-08615

DECISION & ORDER

The People, etc., respondent,
v Gerald Gentile, appellant.

(Ind. No. 305/10)

Thomas J. Butler, Melville, N.Y., for appellant.

Eric T. Schneiderman, Attorney General, New York, N.Y. (Barbara D. Underwood and Roseann B. MacKechnie of counsel), for respondent.

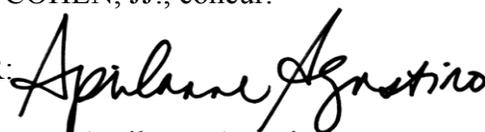
Appeal by the defendant from a judgment of the Supreme Court, Nassau County (Peck, J.), rendered August 5, 2010, convicting him of grand larceny in the third degree and offering a false instrument for filing in the first degree, upon his plea of guilty, and imposing sentence. Assigned counsel has submitted a brief in accordance with *Anders v California* (386 US 738), in which he moves for leave to withdraw as counsel for the appellant.

ORDERED that the judgment is affirmed.

We are satisfied with the sufficiency of the brief filed by the defendant's assigned counsel pursuant to *Anders v California* (386 US 738), and, upon an independent review of the record, we conclude that there are no nonfrivolous issues which could be raised on appeal. Counsel's application for leave to withdraw as counsel is, therefore, granted (*see Anders v California*, 386 US 738; *Matter of Giovanni S. [Jasmin A.]*, 89 AD3d 252; *People v Paige*, 54 AD2d 631; *cf. People v Gonzalez*, 47 NY2d 606).

SKELOS, J.P., DICKERSON, HALL, ROMAN and COHEN, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

July 5, 2012

PEOPLE v GENTILE, GERALD