

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

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N/kmb

_____AD3d_____

PETER B. SKELOS, J.P.
RUTH C. BALKIN
THOMAS A. DICKERSON
LEONARD B. AUSTIN, JJ.

2004-03325

DECISION & ORDER

The People, etc., respondent,
v Brian A. Manzullo, appellant.

(Ind. No. 203/02)

Paul D. Petrus, Jr., & Associates, P.C., New York, N.Y., for appellant.

Thomas J. Spota, District Attorney, Riverhead, N.Y. (Grazia DiVincenzo of counsel),
for respondent.

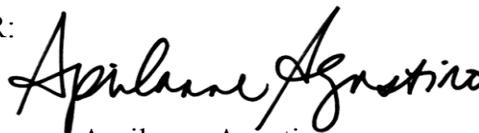
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated January 31, 2005 (*People v Manzullo*, 14 AD3d 717), affirming a judgment of the County Court, Suffolk County, rendered October 15, 2003.

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).

SKELOS, J.P., BALKIN, DICKERSON and AUSTIN, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

August 29, 2012

PEOPLE v MANZULLO, BRIAN A.