

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

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MARK C. DILLON, J.P.
ARIEL E. BELEN
PLUMMER E. LOTT
ROBERT J. MILLER, JJ.

2003-04308

DECISION & ORDER

The People, etc., respondent,
v Jermaine Boykin, appellant.

(Ind. No. 02-00673)

Jermaine Boykin, Sonyea, N.Y., appellant pro se.

Francis D. Phillips II, District Attorney, Goshen, N.Y. (Elizabeth L. Guinup and Andrew R. Kass of counsel), for respondent.

John R. Lewis, Sleepy Hollow, N.Y., former appellate counsel.

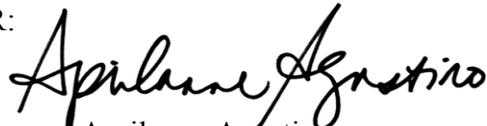
Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated January 18, 2005 (*People v Boykin*, 14 AD3d 576), affirming a judgment of the County Court, Orange County, rendered September 7, 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).

DILLON, J.P., BELEN, LOTT and MILLER, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

September 12, 2012

PEOPLE v BOYKIN, JERMAINE