

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

D36453
N/kmb

_____AD3d_____

Submitted - October 24, 2012

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
THOMAS A. DICKERSON
JOHN M. LEVENTHAL
PLUMMER E. LOTT, JJ.

2009-09028
2010-11082

DECISION & ORDER

The People, etc., respondent,
v Robert Quiles, appellant.

(Ind. No. 787/06)

Steven Banks, New York, N.Y. (Laura Boyd of counsel), for appellant.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Seth M. Lieberman of counsel; Robert Ho on the brief), for respondent.

Appeals by the defendant from (1) a judgment of the Supreme Court, Kings County (Parker, J.), rendered September 1, 2009, convicting him of attempted criminal possession of a controlled substance in the third degree, upon his plea of guilty, and imposing sentence, and (2) a resentence of the same court imposed October 27, 2010. 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 and the resentence are 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 the appeals. 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

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631; cf. *People v Gonzalez*, 47 NY2d 606).

RIVERA, J.P., FLORIO, DICKERSON, LEVENTHAL and LOTT, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court