

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

D36608
N/kmb

_____AD3d_____

RANDALL T. ENG, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
JOHN M. LEVENTHAL, JJ.

2008-03490

DECISION & ORDER

The People, etc., respondent,
v Quiry Alcantara, appellant.

(Ind. No. 1846/06)

Quiry Alcantara, Alden, N.Y., appellant pro se.

Charles J. Hynes, District Attorney, Brooklyn, N.Y. (Leonard Joblove and Camille O'Hara Gillespie of counsel), for respondent.

Lynn W. L. Fahey, New York, N.Y. (Joshua M. Levine of counsel), 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 November 3, 2010 (*People v Alcantara*, 78 AD3d 721), affirming a judgment of the Supreme Court, Kings County, rendered March 20, 2008.

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).

ENG, P.J., MASTRO, RIVERA and LEVENTHAL, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

November 28, 2012

PEOPLE v ALCANTARA, QUIRY