

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

D36759
N/kmb

_____AD3d_____

PETER B. SKELOS, J.P.
RUTH C. BALKIN
CHERYL E. CHAMBERS
ROBERT J. MILLER, JJ.

2002-11006

DECISION & ORDER

The People, etc., respondent,
v Jamel Torres, appellant.

(Ind. No. 2087/01)

Jamel Torres, Attica, N.Y., appellant pro se.

Kathleen M. Rice, District Attorney, Mineola, N.Y. (Andrea M. DiGregorio and Douglas Noll of counsel), for respondent.

Leon H. Tracy, Jericho, 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 November 15, 2004 (*People v Torres*, 12 AD3d 539), affirming a judgment of the County Court, Nassau County, rendered November 20, 2002.

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, CHAMBERS and MILLER, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

December 12, 2012

PEOPLE v TORRES, JAMEL