

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

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M/htr

_____AD3d_____

REINALDO E. RIVERA, J.P.
L. PRISCILLA HALL
JEFFREY A. COHEN
JOSEPH J. MALTESE, JJ.

2008-07244

DECISION & ORDER

The People, etc., respondent,
v Jin Cheng Lin, appellant.

(Ind. No. 1705/05)

Jin Cheng Lin, Stormville, NY, appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, NY (John M. Castellano, Johnnette Traill, and Anastasia Spanakos of counsel), for respondent.

Paul Skip Laisure, New York, NY (De Nice Powell 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 April 3, 2013 (*People v Jin Cheng Lin*, 105 AD3d 761, *affd* 26 NY3d 701), modifying a judgment of the Supreme Court, Queens County, rendered July 14, 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).

RIVERA, J.P., HALL, COHEN and MALTESE, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

February 7, 2018

PEOPLE v JIN CHENG LIN