

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

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_____ AD3d _____

JOHN M. LEVENTHAL, J.P.
JEFFREY A. COHEN
SYLVIA O. HINDS-RADIX
FRANCESCA E. CONNOLLY, JJ.

2014-04350

DECISION & ORDER

The People, etc., respondent,
v Albert Newton, appellant.

(Ind. No. 544/13)

Albert Newton, Fallsburg, NY, appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, NY (John M. Castellano, Johnette Traill, and Jonathan K. Yi of counsel), for respondent.

Paul Skip Laisure, New York, NY (Jenin Younes 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 12, 2017 (*People v Newton*, 149 AD3d 874), affirming a judgment of the Supreme Court, Queens County, rendered April 16, 2014.

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).

LEVENTHAL, J.P., COHEN, HINDS-RADIX and CONNOLLY, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

August 29, 2018

PEOPLE v NEWTON, ALBERT