

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

D24110  
Y/kmg

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PETER B. SKELOS, J.P.  
ANITA R. FLORIO  
RANDALL T. ENG  
JOHN M. LEVENTHAL, JJ.

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1992-08005

DECISION & ORDER

The People, etc., respondent,  
v Anthony Carty, appellant.

(Ind. No. 405/91)

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Anthony Carty, Wallkill, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Jeanette Lifschitz, and Rebecca Kramer of counsel), for respondent.

Steven R. Bernhard, New York, 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 February 5, 1996 (*People v Carty*, 224 AD2d 439), affirming a judgment of the Supreme Court, Queens County, rendered October 29, 1992.

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., FLORIO, ENG and LEVENTHAL, JJ., concur.

ENTER:

  
James Edward Pelzer

Clerk of the Court

August 11, 2009

PEOPLE v CARTY, ANTHONY