

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

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WILLIAM F. MASTRO, J.P.
REINALDO E. RIVERA
PETER B. SKELOS
FRED T. SANTUCCI, JJ.

2004-01574

The People, etc., respondent,
v David Carr, appellant.

DECISION & ORDER ON MOTION

(Ind. No. 901-02)

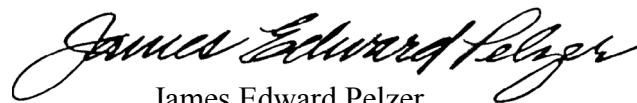
Motion by the appellant for leave to reargue his application for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated December 6, 2004 (*People v Carr*, 13 AD3d 389), affirming a judgment of the County Court, Suffolk County, rendered February 24, 2004, which was determined by decision and order dated June 10, 2008.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is denied.

MASTRO, J.P., RIVERA, SKELOS and SANTUCCI, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

October 1, 2008

PEOPLE v CARR, DAVID