

SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
SECOND JUDICIAL DEPARTMENT

People v. Boone

2026 NY Slip Op 01074 · No. 2019-10663 · Decided February 25, 2026

SUMMARY

The New York Supreme Court, Appellate Division, Second Department affirmed Julius Boone's judgment of conviction for rape in the second degree following his guilty plea. The court granted assigned appellate counsel's motion to withdraw under *Anders v. California* after independently concluding that no nonfrivolous issues could be raised on appeal.

CASE DETAILS

COURT	Supreme Court of the State of New York, Appellate Division, Second Judicial Department
WRITING FOR THE COURT	Betsy Barros, J.P.; Angela G. Iannacci, J.; Helen Voutsinas, J.; Susan Quirk, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Second Department
DECIDED	February 25, 2026
DOCKET	2019-10663
DISPOSITION	affirmed
PROCEDURAL POSTURE	Defendant appealed from a judgment of the Supreme Court, Queens County, convicting him of rape in the second degree upon his plea of guilty and imposing sentence. Assigned appellate counsel filed an <i>Anders</i> brief and moved for leave to withdraw.
STANDARD OF REVIEW	Independent review of the record to determine whether any nonfrivolous issue could be raised on appeal after submission of an <i>Anders</i> brief.
PRECEDENTIAL VALUE	Published New York Appellate Division opinion
PARTIES	Julius Boone v. The People of the State of New York

TOPICS

- appellate procedure
- criminal procedure
- right to counsel

PRACTICE AREAS

criminal appellate practice

criminal procedure

right to counsel

QUESTIONS PRESENTED

1. Whether assigned appellate counsel's Anders brief was sufficient and whether the record disclosed any nonfrivolous issue warranting appellate relief.
2. Whether counsel should be granted leave to withdraw from representing the appellant on appeal.

HOLDINGS

1. The Anders brief submitted by assigned counsel was sufficient, and independent review of the record disclosed no nonfrivolous issue that could be raised on appeal.
2. Assigned counsel's application for leave to withdraw was granted.

KEY QUOTATIONS

*"We are satisfied with the sufficiency of the brief filed by the defendant's assigned counsel pursuant to Anders v California (386 US 738), and, upon an independent review of the record, we conclude that there are no nonfrivolous issues which could be raised on appeal." (*1)*

FACTUAL BACKGROUND

Julius Boone was convicted of rape in the second degree after pleading guilty in the Supreme Court, Queens County. The court rendered judgment on August 30, 2019, and imposed sentence. The Appellate Division's decision relied on the guilty plea, the resulting judgment and sentence, and its independent review of the appellate record.

PROCEDURAL HISTORY

Boone pleaded guilty to rape in the second degree in the Supreme Court, Queens County. The court entered judgment on August 30, 2019, imposing sentence. On appeal, assigned counsel submitted an Anders brief asserting that no nonfrivolous appellate issues existed and sought permission to withdraw. The Appellate Division independently reviewed the record, granted counsel's application, and affirmed the judgment.

DISPOSITION

affirmed

CASES CITED

- Anders v California, 386 US 738
- Matter of Giovanni S. [Jasmin A.], 89 AD3d 252
- People v Paige, 54 AD2d 631
- People v Gonzalez, 47 NY2d 606

OPINION

People v. Boone 2026 NY Slip Op 01074

PER CURIAM.

People v Boone (2026 NY Slip Op 01074) People v Boone 2026 NY Slip Op 01074 Decided on February 25, 2026 Appellate Division, Second Department Published by New York State Law Reporting Bureau pursuant to Judiciary Law § 431. This opinion is uncorrected and subject to revision before publication in the Official Reports. Decided on February 25, 2026

SUPREME COURT OF THE STATE OF NEW YORK

Appellate Division, Second Judicial Department BETSY BARROS, J.P.

ANGELA G. IANNACCI

HELEN VOUTSINAS

SUSAN QUIRK, JJ. 2019-10663

[*1]The People of the State of New York, respondent, v Julius Boone, appellant. (S.C.I. No. 1489/19) Patricia Pazner, New York, NY (Tina Peng of counsel), for appellant. Melinda Katz, District Attorney, Kew Gardens, NY (Johnnette Traill and Charles T. Pollak of counsel; Agnes T. Chang on the brief), for respondent. DECISION & ORDER Appeal by the defendant from a judgment of the Supreme Court, Queens County (Suzanne J. Melendez, J., at plea; David J. Kirschner, J., at sentence), rendered August 30, 2019, convicting him of rape in the second degree, upon his plea of guilty, and imposing sentence. Assigned counsel has submitted a brief in accordance with *Anders v California* (386 US 738), in which she moves for leave to withdraw as counsel for the appellant. ORDERED that the judgment is affirmed. We are satisfied with the sufficiency of the brief filed by the defendant's assigned counsel pursuant to *Anders v California* (386 US 738), and, upon an independent review of the record, we conclude that there are no nonfrivolous issues which could be raised on appeal. Counsel's application for leave to withdraw as counsel is, therefore, granted (see *id.* ; *Matter of Giovanni S. [Jasmin A.]* , 89 AD3d 252 ; *People v Paige* , 54 AD2d 631 ; cf. *People v Gonzalez* , 47 NY2d 606). BARROS, J.P., IANNACCI, VOUTSINAS and QUIRK, JJ., concur. ENTER: Darrell M. Joseph Clerk of the Court