

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

People v. Wilson

2026 NY Slip Op 03008 (Supreme Court of the State of New York Appellate Division Second Judicial Department 2026) · No. 2007-04189, 2010-11993, 2011-10470 · Decided May 13, 2026

SUMMARY

The New York Appellate Division, Second Department denied Shamduh Wilson’s application for a writ of error coram nobis seeking to vacate a prior decision on the ground of ineffective assistance of appellate counsel. The court held that Wilson failed to establish that he was denied effective assistance of appellate counsel.

CASE DETAILS

COURT	Supreme Court of the State of New York, Appellate Division, Second Judicial Department
WRITING FOR THE COURT	Mark C. Dillon, J.P.; Betsy Barros, J.; Linda Christopher, J.; Helen Voutsinas, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Second Judicial Department
DECIDED	May 13, 2026
DOCKET	2007-04189, 2010-11993, 2011-10470
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Application for a writ of error coram nobis seeking to vacate a prior appellate decision and order on the ground of ineffective assistance of appellate counsel.
PRECEDENTIAL VALUE	Published intermediate appellate decision; uncorrected and subject to revision before publication in the Official Reports.
PARTIES	Shamduh Wilson v. The People of the State of New York

TOPICS

- post-conviction relief
- writ of certiorari
- appellate procedure
- ineffective assistance
- criminal procedure

PRACTICE AREAS

criminal procedure

post-conviction relief

appellate procedure

ineffective assistance

QUESTIONS PRESENTED

1. Whether Wilson established a basis for coram nobis relief by showing that appellate counsel rendered ineffective assistance.

HOLDINGS

1. The application for a writ of error coram nobis was denied because the appellant failed to establish that he was denied the effective assistance of appellate counsel.

KEY QUOTATIONS

“The appellant has failed to establish that he was denied the effective assistance of appellate counsel” ([*1])

FACTUAL BACKGROUND

The application challenged appellate counsel's performance in connection with an appeal from a Kings County judgment rendered March 29, 2007. Wilson sought to vacate the Appellate Division's July 27, 2016 decision and order through a writ of error coram nobis. The court concluded that Wilson failed to establish that he had been denied effective assistance of appellate counsel.

PROCEDURAL HISTORY

Wilson applied for coram nobis relief from this Court's July 27, 2016 decision and order, which had determined, among other things, an appeal from a March 29, 2007 judgment of the Supreme Court, Kings County. The Appellate Division denied the application.

DISPOSITION

writ_denied

CASES CITED

- People v. Wilson, 141 A.D.3d 737
- Jones v. Barnes, 463 U.S. 745
- People v. Stultz, 2 N.Y.3d 277

OPINION

People v. Wilson 2026 NY Slip Op 03008

PER CURIAM.

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by New York State Law Reporting Bureau pursuant to Judiciary Law § 431. This decision is uncorrected and subject to revision before publication in the Official Reports. The People of the State of New York, respondent, v Shamduh Wilson, appellant. Supreme Court of the State of New York, Appellate Division, Second Judicial Department Decided on May 13, 2026 2007-04189, 2010-11993, 2011-10470, (Ind. No. 1046/05) Mark C. Dillon, J.P. Betsy Barros Linda Christopher Helen Voutsinas, JJ. Shamduh Wilson, Alden, NY, appellant pro se. Eric Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove and Keith Dolan of counsel), for respondent. Patricia Pazner, New York, NY (David P. Greenberg of counsel), former appellate counsel. [*1] DECISION & ORDER Application by the defendant 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 July 27, 2016 (People v Wilson , 141 AD3d 737), determining, inter alia, an appeal from a judgment of the Supreme Court, Kings County, rendered March 29, 2007. 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). DILLON, J.P., BARROS, CHRISTOPHER and VOUTSINAS, JJ., concur. ENTER: Darrell M. Joseph Clerk of the Court Court Decisions All Court Decisions Official Reports Service Bound Volumes Decision Search Resources RSS Feeds Style Manual Citation Tools Opinion Formatting & Privacy Guidelines Opinion Selection Criteria Legal Research Portal Site Index About About the Law Reporting Bureau About our Operations Contact Us Twitter Quick Contact Info 17 Lodge Street Albany, NY 12207 Phone: (518) 453-6900 Links to or from other sites do not signify endorsement or relationship with them.

PER CURIAM.

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Gonzalez, District Attorney, Brooklyn, NY (Leonard Joblove and Keith Dolan of counsel), for respondent.

Patricia Pazner, New York, NY (David P. Greenberg of counsel), former appellate counsel.

DECISION & ORDER

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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).

DILLON, J.P., BARROS, CHRISTOPHER and VOUTSINAS, JJ., concur.

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PER CURIAM.

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Appellate Division, Second Department

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The People of the State of New York, respondent,

v

Shamduh Wilson, appellant.

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

Decided on May 13, 2026

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[*1]

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