

No.

IN THE SUPREME COURT OF
THE UNITED STATES

ROBERT L. SWINTON JR.,
Petitioner,

-V-

THE PEOPLE OF
THE STATE OF NEW YORK
Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO
THE NEW YORK COURT OF APPEALS

APPENDIX

Robert L. Swinton Jr., PRO SE
INCARCERATED PETITIONER
FEDERAL CORRECTIONAL INSTITUTION DANBURY
33½ Pembroke Rd., Route 37
Danbury, CT 06811

INDEX OF APPENDIX

| | |
|--|----|
| Order Denying Leave to Appeal | 1 |
| Order Denying Coram Nobis Petition | 2 |
| Defendant's Response to Opposition for Leave to Appeal | 4 |
| People's Opposition for Leave to Appeal | 14 |
| Exhibit A - Decision and Order denying 2020 motion | 22 |
| Exhibit B - Coram Nobis Denial | 27 |
| Exhibit C - Coram Nobis Denial | 30 |
| Application to The New York Court of Appeals | 34 |
| Notice of Application and Affirmation in Support | 36 |
| Petition For Error Coram Nobis | 43 |
| Prior 1999 Conviction Records | 73 |
| Documents From Stand-by Counselmen to Recover Records | 88 |

State of New York Court of Appeals

BEFORE: HON. MADELINE SINGAS, Associate Judge

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent,

-against-

ROBERT LEE SWINTON,

Appellant.

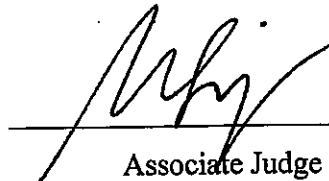
**ORDER
DENYING
LEAVE**

Appellant having applied for leave to appeal to this Court pursuant to Criminal Procedure Law § 460.20 from an order in the above-captioned case;*

UPON the papers filed and due deliberation, it is

ORDERED that the application is denied.

Dated: September 30, 2022
at Albany, New York


Associate Judge

*Description of Order: Order of the Appellate Division, Fourth Department, entered June 28, 2022, denying a motion for a writ of error coram nobis.

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

KA 21-00441

PRESENT: WHALEN, P.J., SMITH, CENTRA, PERADOTTO, AND LINDLEY, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

ROBERT LEE SWINTON, DEFENDANT.

SCI No: 98-4247

Appellant having moved for a writ of error coram nobis to extend time to appeal from a judgment of the County Court, Monroe County, rendered December 11, 2020,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is hereby ORDERED that the motion is denied.

Entered: June 28, 2022

Ann Dillon Flynn
Clerk of the Court

Supreme Court
APPELLATE DIVISION
Fourth Judicial Department
Clerk's Office, Rochester, N.Y.



I, ANN DILLON FLYNN, Clerk of the Appellate Division of the Supreme Court in the Fourth Judicial Department, do hereby certify that this is a true copy of the original document, now on file in this office.



IN WITNESS HEREOF, I have hereunto set my hand and affixed the seal of said Court at the City of Rochester, New York, this

JUN 28 2022

Ann Dillon Flynn

Clerk

**Additional material
from this filing is
available in the
Clerk's Office.**