

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

D33066  
H/kmb

\_\_\_\_\_AD3d\_\_\_\_\_

Argued - November 10, 2011

MARK C. DILLON, J.P.  
DANIEL D. ANGIOLILLO  
ANITA R. FLORIO  
THOMAS A. DICKERSON, JJ.

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2010-11244

DECISION & JUDGMENT

In the Matter of Judith Thomas, petitioner,  
v Eileen O'Rourke, etc., et al., respondents.

(Index No. 21905/10)

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Mihaela Petrescu, White Plains, N.Y., for petitioner.

Kathleen E. Gill, New Rochelle, N.Y. (Kenneth E. Powell of counsel), for respondents.

Proceeding pursuant to CPLR article 78 to review a determination of the Section 8 Administrator for the City of New Rochelle dated May 8, 2010, which, after a hearing, confirmed the termination of the petitioner's participation in the Section 8 Housing Choice Voucher Program.

ADJUDGED that the determination is confirmed, the petition is denied, and the proceeding is dismissed on the merits, without costs or disbursements.

The record contains substantial evidence to support the respondents' determination terminating the petitioner's participation in the Section 8 Housing Choice Voucher Program (*see* 24 CFR 982.552[b][2] [2010]; *Matter of Friend v Mulligan*, 16 AD3d 685, 686; *Matter of Douglas v Lannert*, 272 AD2d 327, 327). In addition, the notice of termination adequately apprised the petitioner of the violations upon which the termination of her benefits from the program was based (*see Matter of Block v Ambach*, 73 NY2d 323, 333; *Matter of Friend v Mulligan*, 16 AD3d at 686).

The petitioner's remaining contentions are without merit.

DILLON, J.P., ANGIOLILLO, FLORIO and DICKERSON, JJ., concur.

ENTER:

  
Matthew G. Kiernan  
Clerk of the Court

November 29, 2011

MATTER OF THOMAS v O'ROURKE