

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

**464**

**TP 16-00040**

PRESENT: WHALEN, P.J., LINDLEY, DEJOSEPH, NEMOYER, AND CURRAN, JJ.

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IN THE MATTER OF DAVID READ, PETITIONER,

V

ORDER

JAMES THOMPSON, SUPERINTENDENT, COLLINS  
CORRECTIONAL FACILITY, AND P.J. KWIATKOWSKI,  
CORRECTION OFFICER, COLLINS CORRECTIONAL  
FACILITY, RESPONDENTS.

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DAVID READ, PETITIONER PRO SE.

ERIC T. SCHNEIDERMAN, ATTORNEY GENERAL, ALBANY (PETER H. SCHIFF OF  
COUNSEL), FOR RESPONDENTS.

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Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by order of the Supreme Court, Erie County [Penny M. Wolfgang, J.], dated January 6, 2016) to review a determination of respondents. The determination found after a tier III hearing that petitioner had violated various inmate rules.

It is hereby ORDERED that the determination is unanimously confirmed without costs and the petition is dismissed.

Entered: April 28, 2017

Frances E. Cafarell  
Clerk of the Court