

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

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**TP 09-00093**

PRESENT: HURLBUTT, J.P., SMITH, CENTRA, PINE, AND GORSKI, JJ.

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IN THE MATTER OF DIANE M. FOULK, PETITIONER,

V

ORDER

GLADYS CARRION, COMMISSIONER, NEW YORK STATE  
OFFICE OF CHILDREN AND FAMILY SERVICES,  
RESPONDENT.

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DIANE M. FOULK, PETITIONER PRO SE.

ANDREW M. CUOMO, ATTORNEY GENERAL, ALBANY (JULIE S. MERESON OF  
COUNSEL), FOR RESPONDENT.

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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, Steuben County [Joseph W. Latham, A.J.], entered December 31, 2008) to review a determination of respondent. The determination denied the application of petitioner to amend an indicated report of child maltreatment to an unfounded report and to seal the amended report.

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

Entered: June 5, 2009

Patricia L. Morgan  
Clerk of the Court