

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

**1559**

**TP 09-01009**

PRESENT: CENTRA, J.P., PERADOTTO, GREEN, AND PINE, JJ.

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IN THE MATTER OF SCOTT ADELINE, PETITIONER,

V

ORDER

DAVID UNGER, SUPERINTENDENT, WYOMING  
CORRECTIONAL FACILITY, RESPONDENT.

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JILLIAN S. HARRINGTON, NEW YORK CITY, FOR PETITIONER.

ANDREW M. CUOMO, ATTORNEY GENERAL, ALBANY (WILLIAM E. STORRS 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, Wyoming County [Mark H. Dadd, A.J.], entered May 13, 2008) to review a determination of respondent. 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: December 30, 2009

Patricia L. Morgan  
Clerk of the Court