

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

M248789  
E/rr

ALAN D. SCHEINKMAN, P.J.  
SYLVIA O. HINDS-RADIX  
HECTOR D. LASALLE  
FRANCESCA E. CONNOLLY, JJ.

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2017-07841

DECISION & ORDER ON MOTION

In the Matter of Saloni Anand, etc., et al., petitioners,  
v New York State Department of Health, et al., respondents.

(Index No. 19385/15)

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Motion by the respondent John F. O'Neill to dismiss, insofar as asserted against him, a proceeding pursuant to CPLR article 78 which was transferred to this Court by order of the Supreme Court, Suffolk County, dated July 20, 2017.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is granted and the proceeding is dismissed insofar as asserted against the respondent John F. O'Neill, without costs or disbursements (*see LoBlanco v Hansell*, 83 AD3d 1072).

SCHEINKMAN, P.J., HINDS-RADIX, LASALLE and CONNOLLY, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

April 16, 2018

MATTER OF ANAND v NEW YORK STATE DEPARTMENT OF HEALTH