

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

**416**

**CA 18-00394**

PRESENT: WHALEN, P.J., CENTRA, LINDLEY, TROUTMAN, AND WINSLOW, JJ.

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IN THE MATTER OF THE APPLICATION FOR DISCHARGE  
OF JODY T., CONSECUTIVE NO. 143847, FROM CENTRAL  
NEW YORK PSYCHIATRIC CENTER PURSUANT TO MENTAL  
HYGIENE LAW SECTION 10.09, PETITIONER-APPELLANT,

V

ORDER

STATE OF NEW YORK, NEW YORK STATE OFFICE OF  
MENTAL HEALTH AND NEW YORK STATE DEPARTMENT OF  
CORRECTIONS AND COMMUNITY SUPERVISION,  
RESPONDENTS-RESPONDENTS.

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SARAH M. FALLON, DIRECTOR, MENTAL HYGIENE LEGAL SERVICE, UTICA  
(CAROLINE L. LEVITT OF COUNSEL), FOR PETITIONER-APPELLANT.

LETITIA JAMES, ATTORNEY GENERAL, ALBANY (JENNIFER L. CLARK OF  
COUNSEL), FOR RESPONDENTS-RESPONDENTS.

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Appeal from an amended order of the Supreme Court, Oneida County  
(Charles C. Merrell, J.), entered December 18, 2017 in a proceeding  
pursuant to Mental Hygiene Law article 10. The amended order, among  
other things, determined that petitioner is a sex offender who suffers  
from a mental abnormality.

It is hereby ORDERED that the amended order so appealed from is  
unanimously affirmed without costs.

Entered: April 26, 2019

Mark W. Bennett  
Clerk of the Court