

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

**949**

**TP 19-01095**

PRESENT: SMITH, J.P., CARNI, TROUTMAN, BANNISTER, AND DEJOSEPH, JJ.

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IN THE MATTER OF GILL TERRENCE, PETITIONER,

V

ORDER

ANTHONY J. ANNUCCI, ACTING COMMISSIONER, NEW YORK  
STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY  
SUPERVISION, AND DONALD E. VENETTOZZI, DIRECTOR,  
S.H.U./DISP. PROG., DEPARTMENT OF CORRECTIONS AND  
COMMUNITY SUPERVISION, RESPONDENTS.

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GILL TERRENCE, PETITIONER PRO SE.

LETITIA JAMES, ATTORNEY GENERAL, ALBANY (JEFFREY W. LANG OF COUNSEL),  
FOR RESPONDENTS.

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Proceeding pursuant to CPLR article 78 (transferred to the Appellate Division in the Fourth Judicial Department by order of the Supreme Court, Erie County [John L. Michalski, A.J.], entered October 30, 2018) 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 said proceeding is unanimously dismissed without costs as moot (*see Matter of Free v Coombe*, 234 AD2d 996, 996 [4th Dept 1996]).

Entered: November 13, 2020

Mark W. Bennett  
Clerk of the Court