

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

806

CA 23-00220

PRESENT: WHALEN, P.J., CURRAN, MONTOUR, OGDEN, AND NOWAK, JJ.

---

IN THE MATTER OF JOSEPH R., PETITIONER-APPELLANT,

V

ORDER

STATE OF NEW YORK, RESPONDENT-RESPONDENT.

---

TODD G. MONAHAN, LITTLE FALLS, FOR PETITIONER-APPELLANT.

LETITIA JAMES, ATTORNEY GENERAL, ALBANY (JONATHAN D. HITSOUS OF COUNSEL), FOR RESPONDENT-RESPONDENT.

---

Appeal from an amended order of the Supreme Court, Oneida County (Gerard J. Neri, J.), entered January 26, 2023, in a proceeding pursuant to Mental Hygiene Law article 10. The amended order, *inter alia*, adjudged that petitioner suffers from a mental abnormality and continued his confinement in a secure treatment facility.

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

Entered: November 17, 2023

Ann Dillon Flynn  
Clerk of the Court