

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

449

CA 22-00128

PRESENT: SMITH, J.P., PERADOTTO, CURRAN, MONTOUR, AND OGDEN, JJ.

IN THE MATTER OF A RECOMMITMENT ORDER
PURSUANT TO CPL 330.20 IN RELATION TO PAUL B.

SHREYAS BAXI, M.D., CLINICAL DIRECTOR OF
THE MID-HUDSON PSYCHIATRIC CENTER,
PETITIONER-RESPONDENT,

V

MEMORANDUM AND ORDER

PAUL B., RESPONDENT-APPELLANT.
(APPEAL NO. 1.)

MICHAEL D. NEVILLE, DIRECTOR, MENTAL HYGIENE LEGAL SERVICE, GARDEN
CITY (DENNIS B. FELD OF COUNSEL), FOR RESPONDENT-APPELLANT.

LETITIA JAMES, ATTORNEY GENERAL, ALBANY (KATE H. NEPVEU OF COUNSEL),
FOR PETITIONER-RESPONDENT.

SCOTT D. MCNAMARA, DISTRICT ATTORNEY, UTICA (AMANDA M. TUCCIARONE OF
COUNSEL), FOR PETITIONER-RESPONDENT.

Appeal, by permission of the Appellate Division of the Supreme
Court in the Fourth Judicial Department, from an order of the Oneida
County Court (Michael L. Dwyer, J.), dated September 17, 2021, in a
proceeding pursuant to CPL 330.20. The order denied respondent's
motion seeking the appointment of an independent psychiatric examiner.

It is hereby ORDERED that said appeal is unanimously dismissed
without costs.

Same memorandum as in *Matter of Paul B.* ([appeal No. 2] - AD3d -
[June 30, 2023] [4th Dept 2023]).

Entered: June 30, 2023

Ann Dillon Flynn
Clerk of the Court