

**SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
THIRD DEPARTMENT**

Matter of Mills v. Shumaker

133 A.D.3d 1019 (N.Y. App. Div. 2015) · No. 520664 · Decided November 12, 2015

SUMMARY

The New York Supreme Court, Appellate Division, Third Department reviewed a CPLR article 78 proceeding challenging a prison disciplinary determination finding Jonathan Mills guilty of violating prison rules. The court confirmed the determination and dismissed the petition without costs.

OPINION

PER CURIAM.

State of New York Supreme Court, Appellate Division Third Judicial Department Decided and Entered: November 12, 2015 520664 _____ In the Matter of JONATHAN MILLS, Petitioner, v MEMORANDUM AND JUDGMENT LIEUTENANT SHUMAKER, as Hearing Officer at Southport Correctional Facility, et al., Respondents. _____ Calendar Date: September 22, 2015 Before: Peters, P.J., Egan Jr., Rose and Devine, JJ. _____ Jonathan Mills, Ossining, petitioner pro se.

Eric T. Schneiderman, Attorney General, Albany (Marcus J. Mastracco of counsel), for respondents. _____ Proceeding pursuant to CPLR article 78 (transferred to this Court by order of the Supreme Court, entered in Albany County) to review a determination of the Commissioner of Corrections and Community Supervision finding petitioner guilty of violating certain prison disciplinary rules.

Determination confirmed. No opinion. Peters, P.J., Egan Jr., Rose and Devine, JJ., concur. -2- 520664 ADJUDGED that the determination is confirmed, without costs, and petition dismissed. ENTER: Robert D. Mayberger Clerk of the Court