

*State of New York*  
*Supreme Court, Appellate Division*  
*Third Judicial Department*

Decided and Entered: January 11, 2018

524855

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In the Matter of KEITH A.  
MALINOWSKI,  
Appellant,

v

NEW YORK STATE DIVISION OF  
HUMAN RIGHTS et al.,  
Respondents.

(Proceeding No. 1.)

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MEMORANDUM AND ORDER

In the Matter of MICHAEL  
POWERS, as President of  
the New York State  
Correctional Officers and  
Police Benevolent  
Association, Inc.,  
Appellant,

v

NEW YORK STATE DIVISION OF  
HUMAN RIGHTS et al.,  
Respondents.

(Proceeding No. 2.)

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Calendar Date: November 14, 2017

Before: Garry, P.J., Lynch, Clark, Aarons and Pritzker, JJ.

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Lippes Mathias Wexler Friedman, LLP, Albany (Lawrence H.  
Schaefer of counsel), for appellants.

Caroline J. Downey, New York State Division of Human Rights, New York City (Michael K. Swirsky of counsel), for New York State Division of Human Rights, respondent.

Eric T. Schneiderman, Attorney General, Albany (Laura Etlinger of counsel), for Department of Corrections and Community Supervision and another, respondents.

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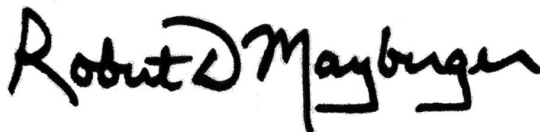
Appeal from a judgment of the Supreme Court (Hartman, J.), entered June 22, 2016 in Albany County, which dismissed petitioners' applications, in two proceedings pursuant to Executive Law § 298, to review determinations of respondent State Division of Human Rights that respondent Department of Corrections and Community Supervision was not guilty of an unlawful discriminatory practice based on gender.

Judgment affirmed, upon the opinion of Justice Denise A. Hartman.

Garry, P.J., Lynch, Clark, Aarons and Pritzker, JJ., concur.

ORDERED that the judgment is affirmed, without costs.

ENTER:

A handwritten signature in black ink that reads "Robert D. Mayberger". The signature is written in a cursive, slightly slanted style.

Robert D. Mayberger  
Clerk of the Court