

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

Decided and Entered: July 26, 2018

526025

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In the Matter of STACY  
LIGGAN,  
Appellant,  
v

MEMORANDUM AND ORDER

A. RODRIGUEZ, as Acting  
Director of Special  
Housing and Inmate  
Disciplinary Programs,  
Respondent.

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Calendar Date: June 11, 2018

Before: Garry, P.J., Lynch, Devine, Mulvey and Aarons, JJ.

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Stacy Liggan, Dannemora, appellant pro se.

Barbara D. Underwood, Attorney General, Albany (Marcus J. Mastracco of counsel), for respondent.

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Appeal from a judgment of the Supreme Court (Koweek, J.), entered October 2, 2017 in Albany County, which dismissed petitioner's application, in a proceeding pursuant to CPLR article 78, to review a determination of the Commissioner of Corrections and Community Supervision finding petitioner guilty of violating certain prison disciplinary rules.

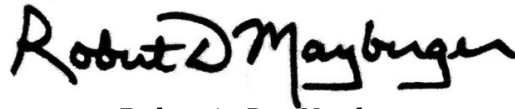
Petitioner commenced this CPLR article 78 proceeding to challenge a tier III disciplinary determination. Supreme Court dismissed the petition and this appeal ensued. The Attorney General has advised this Court that the determination has been administratively reversed, all references thereto have been

expunged from petitioner's institutional record and the mandatory \$5 surcharge has been refunded to petitioner's inmate account. In view of the foregoing, petitioner has been granted all the relief to which he is entitled and the appeal must be dismissed as moot (see Matter of Terry v Annucci, 153 AD3d 1019, 1020 [2017]; Matter of Colon v Venettozzi, 150 AD3d 1498, 1498 [2017]).

Garry, P.J., Lynch, Devine, Mulvey and Aarons, JJ.,  
concur.

ORDERED that the appeal is dismissed, as moot, 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