

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

1334

**KAH 10-01002**

PRESENT: SMITH, J.P., FAHEY, LINDLEY, SCONIERS, AND GORSKI, JJ.

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THE PEOPLE OF THE STATE OF NEW YORK EX REL.  
MIGUEL BONILLA, PETITIONER-RESPONDENT,

V

ORDER

MICHAEL NASH, ACTING SUPERINTENDENT, WILLARD  
DRUG TREATMENT CAMPUS, RESPONDENT-APPELLANT.

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ANDREW M. CUOMO, ATTORNEY GENERAL, ALBANY (RAJIT S. DOSANJH OF  
COUNSEL), FOR RESPONDENT-APPELLANT.

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Appeal from a judgment of the Supreme Court, Seneca County  
(Dennis F. Bender, A.J.), dated July 24, 2009 in a habeas corpus  
proceeding. The judgment ordered that petitioner be released from  
custody.

It is hereby ORDERED that the judgment so appealed from is  
unanimously reversed on the law without costs and the petition is  
dismissed (*see People ex rel. Carson v Williams*, \_\_\_ AD3d \_\_\_, 2010 NY  
Slip Op 06927; *People ex rel. Kavazanjian v Williams*, 71 AD3d 1528;  
*People ex rel. Van Steenburg v Wasser*, 69 AD3d 1135, lv denied in part  
and dismissed in part 14 NY3d 883; *People ex rel. Almodovar v Berbary*,  
67 AD3d 1419, lv denied 14 NY3d 703).

Entered: November 12, 2010

Patricia L. Morgan  
Clerk of the Court