

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

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**KAH 11-02006**

PRESENT: SCUDDER, P.J., CARNI, LINDLEY, SCONIERS, AND MARTOCHE, JJ.

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THE PEOPLE OF THE STATE OF NEW YORK EX REL.  
CHARLES JACKSON, ALSO KNOWN AS HASAN RAQIYB,  
PETITIONER-APPELLANT,

V

ORDER

ROBERT A. KIRKPATRICK, SUPERINTENDENT, WENDE  
CORRECTIONAL FACILITY, RESPONDENT-RESPONDENT.

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ALAN BIRNHOLZ, EAST AMHERST, FOR PETITIONER-APPELLANT.

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Appeal from a judgment (denominated order) of the Supreme Court,  
Erie County (Russell P. Buscaglia, A.J.), entered July 13, 2011 in a  
habeas corpus proceeding. The judgment denied the petition.

It is hereby ORDERED that the judgment so appealed from is  
unanimously affirmed without costs.

Entered: June 29, 2012

Frances E. Cafarell  
Clerk of the Court