

=====
This memorandum is uncorrected and subject to revision before
publication in the New York Reports.

No. 210 SSM 41
In the Matter of Anthony Ettari,
Respondent,
v.
Brian Fischer, &c., et al.,
Appellants.

Submitted by Kathleen Arnold, for appellants.
Submitted by Anthony Ettari, respondent pro se.

* * * * *
On review of submissions pursuant to section 500.11 of the Rules,
order reversed, without costs, and petition dismissed (see People
ex rel. Gill v Greene, 12 NY3d 1 [2009]). Chief Judge Lippman
and Judges Ciparick, Graffeo, Read, Smith, Pigott and Jones
concur.

Decided November 23, 2009