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Analysis
As of: Jan 15, 2013

**Mary McKinney et al., Appellants, v Commissioner of the New York State
Department of Health et al., Respondents.**

Mo. No. 998 SSD 43

COURT OF APPEALS OF NEW YORK

9 N.Y.3d 891; 874 N.E.2d 735; 842 N.Y.S.2d 770; 2007 N.Y. LEXIS 2608

**August 13, 2007, Submitted;
September 6, 2007, Decided**

PRIOR HISTORY: Reported below, *McKinney v Commissioner of the N.Y. State Dept. of Health*, 41 AD3d 252, 840 NYS2d 6, 2007 NY App Div LEXIS 7562 (N.Y. App. Div. 1st Dep't, 2007)

[*1]

Appeal dismissed, without costs, by the Court of Appeals, sua sponte, upon the ground that no substantial constitutional question is directly involved.

OPINION