

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

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TP 06-02926

PRESENT: HURLBUTT, J.P., MARTOCHE, PERADOTTO, AND GREEN, JJ.

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MATTER OF ROCHESTER CITY SCHOOL DISTRICT,  
PETITIONER-RESPONDENT,

V

ORDER

MICHELLE CHENEY DONALDSON, COMMISSIONER,  
NEW YORK STATE DIVISION OF HUMAN RIGHTS,  
ON THE COMPLAINT OF SYNTHIA JOHNSON,  
RESPONDENT-PETITIONER.

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MICHAEL J. LOOBY, ROCHESTER (CARA M. BRIGGS OF COUNSEL), FOR  
PETITIONER-RESPONDENT.

CAROLINE J. DOWNEY, BRONX (MICHAEL K. SWIRSKY OF COUNSEL), FOR  
RESPONDENT-PETITIONER.

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Proceeding pursuant to Executive Law § 298 (transferred to the Appellate Division of the Supreme Court in the Fourth Judicial Department by order of the Supreme Court, Monroe County [William P. Polito, J.], entered September 27, 2006) to review a determination of respondent-petitioner. The determination found after a hearing that petitioner-respondent had engaged in sexual discrimination and awarded complainant the amount of \$25,000 as compensatory damages for mental anguish and humiliation.

It is hereby ORDERED that the determination be and the same hereby is unanimously confirmed without costs, the petition is dismissed, the cross petition is granted, and petitioner-respondent is directed to pay complainant the sum of \$25,000, together with interest at the rate of 9% per annum, commencing June 16, 2006.

Entered: March 16, 2007

JOANN M. WAHL  
Clerk of the Court