

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

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E/sl

PETER B. SKELOS, J.P.
DAVID S. RITTER
ANITA R. FLORIO
EDWARD D. CARNI, JJ.

2008-04134

DECISION & ORDER ON MOTION

In the Matter of Anne McKenna Faraldo,
appellant, v Christine M. Kessler, respondent.

(Docket No. O-20901-07)

Motion by the appellant for leave to prosecute an appeal from an order of the Family Court, Suffolk County, dated January 28, 2008, as a poor person.


Upon the papers filed in support of the motion and the papers filed in opposition and in relation thereto, it is

ORDERED that the branch of the motion which is for leave to prosecute the appeal on the original papers is denied as unnecessary, and the appeal will be heard on the original papers (including a certified transcript of the proceedings, if any) and on the briefs of the appellant, the respondent, and the attorney for the child, if any. The parties are directed to file nine copies of their respective briefs and to serve one copy on each other (22 NYCRR 670.9[d][1][ii]; Family Ct Act § 1116); and it is further,

ORDERED that the branches of the motion which are to waive the filing fee and for free transcripts are denied.

SKELOS, J.P., RITTER, FLORIO and CARNI, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

July 1, 2008

MATTER OF FARALDO v KESSLER