

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

M76991  
M/cb

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2008-07428

SCHEDULING ORDER

Eric Swanton, respondent, v Jennifer Swanton, respondent-appellant; Valerie J. Camacho, nonparty-appellant-respondent.

(Index No. 5029/03)

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Appeal by the attorney for the children from an order of the Supreme Court, Richmond County, dated July 18, 2008, and cross appeal by Jennifer Swanton from the same order. Pursuant to § 670.4(a) of the Rules of this court (22 NYCRR 670.4[a]), it is

ORDERED that the appeal in the above-entitled proceeding shall be perfected within 60 days after the receipt by the attorney for the children of the transcripts of the minutes of the proceedings in the Family Court, and the attorney for the children shall notify this court by letter of the date the transcripts are received, or, in cases where there are no minutes of proceedings to be transcribed, within 60 days of the date of this scheduling order; and it is further,

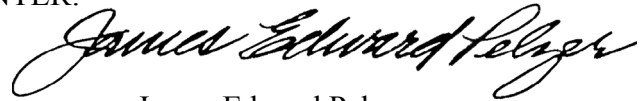
ORDERED that within 30 days after the date of this scheduling order, the attorney for the children shall file in the office of the Clerk of this court one of the following:

- (1) an affidavit or affirmation stating that there are no minutes of the Supreme Court proceedings to be transcribed for the appeal; or
- (2) if there are such minutes, an affidavit or affirmation that the transcript has been received, and indicating the date that it was received; or
- (3) if the transcript has not been received, an affidavit or affirmation stating that it has been ordered and paid for, the date thereof and the date by which the transcript is expected; or
- (4) an affidavit or an affirmation of the attorney for the children withdrawing the

appeal; and it is further,

ORDERED that if none of the actions described in (1), (2), (3), (4), or (5) above has been taken within 30 days of the date of this scheduling order, the Clerk of the court shall issue an order to all parties to the appeal to show cause why the appeal taken by attorney for the children should or should not be dismissed.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive style with a large, looping initial "J".

James Edward Pelzer  
Clerk of the Court

The Case Manager assigned to this case is Ms. Vazquez. Please contact her at 718-722-6488 with any questions.