

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

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ROBERT A. SPOLZINO, J.P.
STEVEN W. FISHER
HOWARD MILLER
EDWARD D. CARNI, JJ.

2008-05049

DECISION & ORDER ON MOTION

In the Matter of Micol McNair, appellant,
v Monique Mima, respondent.

(Docket No. V-02709-01)

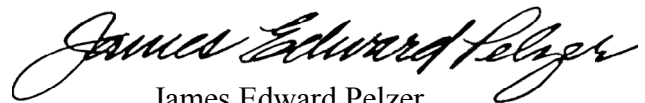
Appeal by Micol McNair from an order of the Family Court, Dutchess County, dated January 22, 2008. By order to show cause dated November 19, 2008, the parties or their attorneys were directed to show cause why an order should or should not be made and entered dismissing the appeal in the above-entitled proceeding for failure to comply with a scheduling order dated June 12, 2008, issued pursuant to 22 NYCRR 670.4(a)(2).

Now on the court's own motion, and the papers filed in relation thereto, it is

ORDERED that the appeal is dismissed, without costs or disbursements, for failure to comply with a scheduling order dated June 12, 2008, issued pursuant to 22 NYCRR 670.4(a)(2).

SPOLZINO, J.P., FISHER, MILLER and CARNI, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 18, 2008

MATTER OF McNAIR v MIMA