

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

M80581
M/cb

2008-09378

SCHEDULING ORDER

In the Matter of Jessica D. (Anonymous).
Coalition for Hispanic Family Services,
et al., respondents; Florence D. (Anonymous),
et al., appellants.

(Docket No. B-19710-03)

Separate appeals by Florence D. and Bernard D. from an order of the Family Court, Kings County, dated August 29, 2008. By decision and order on motion of this court dated December 23, 2008, the following attorney was assigned as counsel for the appellant Florence D. on the appeal:

Joan N.G. James, Esq.
26 Court Street, Suite 1710
Brooklyn, N.Y. 11242
718-906-1128

Pursuant to § 670.4(a) of the Rules of this court (22 NYCRR 670.4[a]), it is

ORDERED that the appeal by Florence D. in the above-entitled proceeding shall be perfected either within 60 days after the receipt by the assigned counsel for Florence D. of the transcripts of the minutes of the proceedings in the Family Court, and the assigned counsel for Florence D. 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 assigned

December 31, 2008

MATTER OF D. (ANONYMOUS), JESSICA

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counsel for Florence D. 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 any Family Court proceeding to be transcribed for the appeal; or
- (2) if there are such minutes, an affidavit or affirmation that the transcripts have been received, and indicating the date received; or
- (3) if the transcripts have not been received, an affidavit or affirmation stating that the order of this court dated December 23, 2008, has been served upon the clerk of the court from which the appeal is taken, the date thereof, and the date by which the transcripts are expected; or
- (4) an affidavit or an affirmation withdrawing the appeal by Florence D.; and it is further,

ORDERED that if none of the above actions described in (1), (2), (3), or (4) 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 by Florence D. should or should not be dismissed.

ENTER:



James Edward Pelzer
Clerk of the Court

The Case Manager assigned to this case is Mr. Rose. Please contact him at 718-722-6487 with any questions.