

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

M86102  
M/cb

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2009-03441

SCHEDULING ORDER

In the Matter of Japhet C. (Anonymous),  
appellant.

(Docket No. D-3951-08)

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Appeal by Japhet C. from an order of the Family Court, Queens County, dated March 9, 2009. By decision and order on motion of this court dated April 29, 2009, the following attorney was assigned as attorney for the child on the appeal:

Madeline Petrara  
10 Bell Lane  
Bayville, N.Y., 11709  
516-864-1970

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 either within 60 days after the receipt by the attorney for the child of the transcripts of the minutes of the proceedings in the Family Court, and the attorney for the child 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 child 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

May 4, 2009

MATTER OF C. (ANONYMOUS), JAPHET

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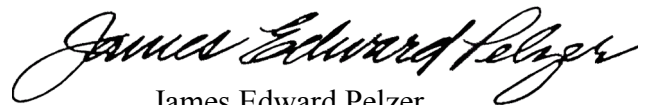
(2) if there are such minutes, an affidavit or affirmation that the transcripts have been received, and indicating the date received; or

(3) if the transcripts have not been received, an affidavit or affirmation stating that the order of this court dated April 29, 2009, 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; 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 should or should not be dismissed.

ENTER:



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.