

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

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PETER B. SKELOS, J.P.
FRED T. SANTUCCI
ARIEL E. BELEN
CHERYL E. CHAMBERS, JJ.

2009-03817

DECISION & ORDER ON MOTION

In the Matter of Vilma Carbajal, et al., petitioners,
v Ann Garcia, et al., respondents.

(Docket No. V-8206/08)

Motion by Ann Garcia for leave to appeal to this court from an order of the Family Court, Nassau County, dated March 19, 2009, to stay enforcement of the order pending hearing and determination of the appeal, for leave to prosecute the appeal as a poor person, and for the assignment of counsel.

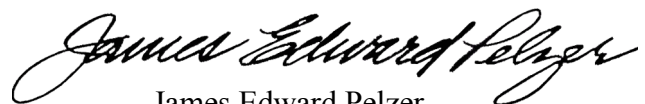
Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the branch of the motion which is for leave to appeal is denied; and it is further,

ORDERED that the motion is otherwise denied as academic.

SKELOS, J.P., SANTUCCI, BELEN and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

May 13, 2009

MATTER OF CARBAJAL v GARCIA