

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

M87157
S/sl

REINALDO E. RIVERA, J.P.
DANIEL D. ANGIOLILLO
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2009-04349

DECISION & ORDER ON MOTION

In the Matter of Stephanie G. Nitto, respondent,
v David M. Nitto, Sr., appellant.

(Docket Nos. F-06724-08, F-09244-08,
F-15646-08)

Appeal by David M. Nitto, Sr., from an order of the Family Court, Suffolk County,
dated October 24, 2008.

Now, on the court's own motion, it is

ORDERED that the appeal is dismissed, without costs or disbursements, on the
ground that no appeal lies from an order of a Support Magistrate until after objections are filed and
reviewed by a Judge of the Family Court (*see* Family Ct Act § 439[e]).

RIVERA, J.P., ANGIOLILLO, BELEN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

May 28, 2009

MATTER OF NITTO v NITTO