

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

M87452  
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REINALDO E. RIVERA, J.P.  
DANIEL D. ANGIOLILLO  
ARIEL E. BELEN  
LEONARD B. AUSTIN, JJ.

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2008-07542

DECISION & ORDER ON MOTION

In the Matter of Bennie W. Brady, appellant,  
v Sonya A. Brady, respondent.

(Docket No. F-017434-94)

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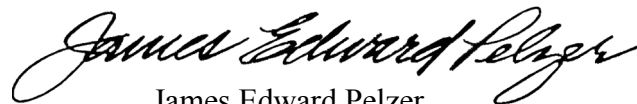
Appeal by Bennie W. Brady from an order of the Family Court, Westchester County, dated July 14, 2008. By order to show cause dated May 6, 2009, the parties or their attorneys were directed to show cause why an order should or should not be made and entered dismissing the appeal in the above-entitled proceeding for failure to comply with a scheduling order dated September 15, 2008, issued pursuant to 22 NYCRR 670.4(a)(2).

Now on the court's own motion, and no papers having been filed in opposition or relation thereto, it is

ORDERED that the motion is granted and the appeal is dismissed, without costs or disbursements, for failure to comply with a scheduling order dated September 15, 2008, issued pursuant to 22 NYCRR 670.4(a)(2).

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

ENTER:



James Edward Pelzer  
Clerk of the Court

June 4, 2009

MATTER OF BRADY v BRADY