

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

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REINALDO E. RIVERA, J.P.
PETER B. SKELOS
RUTH C. BALKIN
JOHN M. LEVENTHAL, JJ.

2009-04877

DECISION & ORDER ON MOTION

In the Matter of Milasha Jasmine G. (Anonymous).
Administration for Children's Services,
petitioner-respondent; Floyd G. (Anonymous),
respondent-respondent, et al., respondent;
Steven Banks, nonparty-appellant.

(Docket No. N-7149/08)

Motion by the attorney for the child, in effect, to stay enforcement of a decision of the Family Court, Queens County, dated May 4, 2009, and to direct the Administration for Children's Services to place the subject child with "Ms. H.," pending hearing and determination of the appeal.

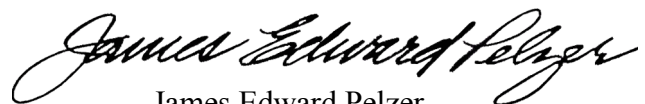
Upon the papers filed in support of the motion and the papers filed in relation thereto, it is

ORDERED that on the court's own motion, the appeal is dismissed, without costs or disbursements, on the ground that no appeal lies from a decision (*see* Family Ct Act § 1112; *Schicchi v J.A. Green Constr. Co.*, 100 AD2d 509); and it is further,

ORDERED that the motion is denied as academic.

RIVERA, J.P., SKELOS, BALKIN and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 15, 2009

MATTER OF G. (ANONYMOUS), MILASHA JASMINE