

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

M88208  
E/sl

PETER B. SKELOS, J.P.  
DANIEL D. ANGIOLILLO  
RUTH C. BALKIN  
ARIEL E. BELEN, JJ.

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2009-01292

DECISION & ORDER ON MOTION  
and to Assign New Counsel  
Family Court

In the Matter of Wilson Gomez, respondent,  
v Josephine Toledo, appellant.

(Docket Nos. V-01656-06, V-02618-06)

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Motion by the appellant's assigned counsel to be relieved of the assignment to prosecute an appeal from an order of the Family Court, Kings County, dated January 13, 2009.

Upon the papers filed in support of the motion and no papers having been filed in opposition or relation thereto, it is

ORDERED that the motion is denied; and it is further,

ORDERED that on the court's own motion, the appeal is dismissed as abandoned, without costs or disbursements.

SKELOS, J.P., ANGIOLILLO, BALKIN and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 18, 2009

MATTER OF GOMEZ v TOLEDO