

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

M88264
M/cb

MARK C. DILLON, J.P.
HOWARD MILLER
JOHN M. LEVENTHAL
ARIEL E. BELEN, JJ.

2009-03183

DECISION & ORDER ON MOTION

In the Matter of Maria Herdy, respondent,
v Amadeu Moreira, Jr., appellant.

(Docket No. F-02922-08)

Appeal by Amadeu Moreira, Jr., from an order of the Family Court, Westchester County, dated March 5, 2009. By order to show cause dated June 2, 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 April 14, 2009, 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.

DILLON, J.P., MILLER, LEVENTHAL and BELEN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 19, 2009

MATTER OF HERDY v MOREIRA