

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

M88674  
M/cb

STEVEN W. FISHER, J.P.  
HOWARD MILLER  
DANIEL D. ANGIOLILLO  
L. PRISCILLA HALL, JJ.

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2009-02399, 2009-03447

DECISION & ORDER ON MOTION

In the Matter of Ephraim Matis, appellant,  
v Navah Barkman, respondent.

(Docket No. F-10437-06)

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Appeals by Ephraim Matis from an order of the Family Court, Kings County, dated February 26, 2009, and an amended order dated April 2, 2009. By order to show cause dated May 19, 2009, the parties or their attorneys were directed to show cause before this court 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 9, 2009, issued pursuant to 22 NYCRR 670.4(a)(2).

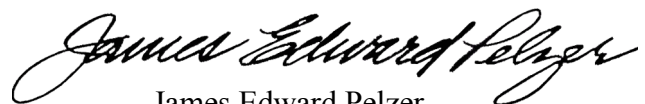
Now, on the court's own motion, and the papers filed in response to the order to show cause, it is

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

ORDERED that the appellant's time to comply with the scheduling order dated April 9, 2009, is enlarged until July 17, 2009.

FISHER, J.P., MILLER, ANGIOLILLO and HALL, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 26, 2009

MATTER OF MATIS v BARKMAN