

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

M89621  
M/cb

A. GAIL PRUDENTI, P.J.  
WILLIAM F. MASTRO  
REINALDO E. RIVERA  
ROBERT A. SPOLZINO  
PETER B. SKELOS, JJ.

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2008-10307

SCHEDULING ORDER

In the Matter of Catherine Varricchio,  
respondent, v Kenneth Varricchio, appellant.

(Docket Nos. V-1909-04, V-1910-04)

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Appeal by Kenneth Varricchio from an order of the Family Court, Nassau County, dated October 10, 2008. Pursuant to Family Court Act §§ 1118 and 1120, and upon the certification of John Schlingheyde, Esq., dated July 6, 2009, it is

ORDERED that the respondent is granted leave to proceed as a poor person on the appeal, and the following named attorney is assigned as counsel to respond to the appeal:

Patricia Latzman, Esq.  
51 Mackey Avenue  
Port Washington, N.Y. 11050  
516-944-5848

and it is further,

ORDERED that assigned counsel shall promptly attempt to contact the respondent, at the address provided by the court, and shall notify the Case Manager assigned to the appeal on or before August 14, 2009, in writing, that she has done so and that either

(1) the respondent is interested in responding to the appeal, or

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(2) the respondent is not interested in responding to the appeal, or that she has been unable to contact the respondent, and wishes to be relieved of the assignment.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer  
Clerk of the Court

The Case Manager assigned to this case is Ms. Vazquez. Please contact her at 718-722-6488 with any questions.