

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

M89902  
E/sl

PETER B. SKELOS, J.P.  
JOHN M. LEVENTHAL  
L. PRISCILLA HALL  
LEONARD B. AUSTIN, JJ.

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2009-04345

DECISION & ORDER ON MOTION

In the Matter of Cynthia G. (Anonymous), appellant,  
v Vincent R. (Anonymous), et al., respondents.

(Docket No. G-38357-08)

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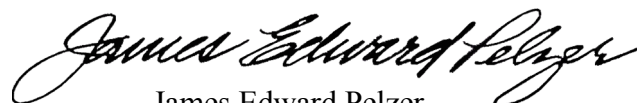
Appeal by Cynthia G. from an order of the Family Court, Kings County, dated May 1, 2009. By order to show cause dated June 24, 2009, the parties or their attorneys were directed to show cause before this court why an order should or should not be made and entered dismissing the appeal in the above-entitled proceeding for failure to comply with a scheduling order dated May 14, 2009, issued pursuant to § 670.4(a)(2) of the rules of this court (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 appeal is dismissed, without costs or disbursements, for failure to comply with the scheduling order dated May 14, 2009, issued pursuant to § 670.4(a)(2) of the rules of this court (22 NYCRR 670.4[a][2]).

SKELOS, J.P., LEVENTHAL, HALL and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

July 24, 2009

MATTER OF G. (ANONYMOUS) v R. (ANONYMOUS)