

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

M90504
E/sl

STEVEN W. FISHER, J.P.
THOMAS A. DICKERSON
RANDALL T. ENG
ARIEL E. BELEN, JJ.

2008-05520

DECISION & ORDER ON MOTION

In the Matter of Freda Leichter Kessler, petitioner,
v State of New York Office of Children and
Family Services, respondent.

(Index No. 07-13871)

Motion by the petitioner to enlarge the time to perfect a proceeding pursuant to CPLR article 78, which was transferred to this court by an order of the Supreme Court, Westchester County, entered February 21, 2008.

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

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

ORDERED that on the court's own the motion, the proceeding is dismissed, without costs or disbursements, for failure to timely perfect in accordance with the rules of this court (*see* 22 NYCRR 670.8[e]).

FISHER, J.P., DICKERSON, ENG and BELEN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 7, 2009

MATTER OF KESSLER v STATE OF NEW YORK OFFICE OF CHILDREN AND
FAMILY SERVICES