

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

M92360
M/cb

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

2009-02334, 2009-06497, 2009-06498
2009-06499

ORDER ON CERTIFICATION
Assignment of Counsel

In the Matter of Willie Ray B. (Anonymous), Jr.
Westchester County Department of Social
Services, petitioner-respondent; Deanna W. B.
(Anonymous), appellant; et al., respondent.
(Proceeding No. 1)

In the Matter of Sarah Jean B. (Anonymous).
Westchester County Department of Social
Services, petitioner-respondent; Deanna W. B.
(Anonymous), appellant; et al., respondent.
(Proceeding No. 2)

In the Matter of Damien Joseph B. (Anonymous).
Westchester County Department of Social
Services, petitioner-respondent; Deanna W.B.
(Anonymous), appellant; et al., respondent.
(Proceeding No. 3)

In the Matter of Devin Xavier B. (Anonymous).
Westchester County Department of Social
Services, petitioner-respondent; Deanna W. B.
(Anonymous), appellant; et al., respondent.
(Proceeding No. 4)

(Docket Nos. B-11539-07, B-11541-07,
B-11543-07, B-12756-07, B-12758-07,
B-12759-07, B-12761-07)

September 24, 2009

MATTER OF B. (ANONYMOUS), WILLIE RAY

Page 1.

Appeals by Deanna W. B. from four orders of the Family Court, Westchester County, (one in each proceeding), all dated March 9, 2009. Pursuant to Family Court Act §§ 1118 and 1120, and upon the certification of Jo-Ann Cambareri, Esq., dated September 9, 2009, it is

ORDERED that the appellant is granted leave to proceed as a poor person on the appeals, and the following named attorney is assigned as counsel to prosecute the appeals:

Neal Futerfas, Esq.
50 Main Street, Suite 1000
White Plains, New York 10606
914-682-2171

and it is further,

ORDERED that assigned counsel shall promptly attempt to contact the appellant at the address provided by the court, and on or before October 16, 2009, shall notify the Case Manager assigned to the appeals, in writing, that he has done so and that either

(1) the appellant is interested in prosecuting the appeals, or

(2) the appellant is not interested in prosecuting the appeals, or that he has been unable to contact the appellant, and wishes to be relieved of the assignment; and it is further,

ORDERED that the appeals will be heard on the original papers (including a certified transcript of the proceedings, if any) and on the briefs of the appellant, the respondent, and the attorney for the child, if any. The parties are directed to file nine copies of their respective briefs and to serve one copy on each other (22 NYCRR 670.9[d][1][ii]; Family Ct Act § 1116); and it is further,

ORDERED that the stenographer(s) and/or the transcription service(s) is/are required promptly to make and certify two transcripts of the proceedings, if any, except for those minutes previously transcribed and certified (22 NYCRR 671.9); in the case of stenographers, both transcripts shall be filed with the clerk of the Family Court, and the clerk of the Family Court shall furnish one of such certified transcripts to the appellant's counsel, without charge; in the case of transcription services, one transcript shall be filed with the clerk of the Family Court and one transcript shall be delivered to the assigned counsel. Assigned counsel is directed to provide copies of said transcripts to all of the other parties to the appeals, including the attorney for the child, if any, when counsel serves the appellant's brief upon those parties; and it is further,

ORDERED that the assigned counsel shall prosecute the appeals expeditiously in accordance with any scheduling order or orders issued pursuant to § 670.4(a) of the rules of this court (22 NYCRR 670.4[a]); and it is further,

ORDERED that upon a determination that the appellant is interested in proceeding with the appeals, the assigned counsel is directed to serve a copy of this order upon the clerk of the court from which the appeals are taken.

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.