

**SUPREME COURT OF THE STATE OF NEW YORK**  
***Appellate Division, Fourth Judicial Department***

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**CAF 08-00535**

PRESENT: SMITH, J.P., CENTRA, FAHEY, GREEN, AND PINE, JJ.

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IN THE MATTER OF HENRY V. SCHULTZ,  
PETITIONER-APPELLANT,

V

ORDER

STEPHANIE LYNESS, RESPONDENT-RESPONDENT.

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ANDREW M. DUNN, ONEIDA, FOR PETITIONER-APPELLANT.

KRISTEN T. SHAHEEN, LAW GUARDIAN, NEW HARTFORD, FOR ADAM M.S.

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Appeal from an order of the Family Court, Oneida County (Randal B. Caldwell, J.), entered January 8, 2008 in a proceeding pursuant to Family Court Act article 6. The order dismissed the amended petition.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Family Court.

Entered: February 6, 2009

JoAnn M. Wahl  
Clerk of the Court