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

915 CAF 08-02147

PRESENT: CENTRA, J.P., PERADOTTO, GREEN, PINE, AND GORSKI, JJ.

IN THE MATTER OF SETH K.

GENESEE COUNTY DEPARTMENT OF SOCIAL SERVICES, MEMORANDUM AND ORDER PETITIONER-RESPONDENT;

SHAWN K., RESPONDENT-APPELLANT. (APPEAL NO. 3.)

MICHAEL STEINBERG, ROCHESTER, FOR RESPONDENT-APPELLANT.

JOHN L. RIZZO, COUNTY ATTORNEY, LEROY (COLLEEN S. HEAD OF COUNSEL), FOR PETITIONER-RESPONDENT.

JACQUELINE M. GRASSO, LAW GUARDIAN, BATAVIA, FOR SETH K.

Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered October 2, 2008 in a proceeding pursuant to Social Services Law § 384-b. The order terminated the parental rights of respondent.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs.

Same Memorandum as in *Matter of Deborah E.C. v Shawn K.* ([appeal No. 1] ____ AD3d ____ [June 12, 2009]).

Entered: June 12, 2009 Patricia L. Morgan Clerk of the Court