

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

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CAF 08-01981

PRESENT: SMITH, J.P., FAHEY, CARNI, PINE, AND GORSKI, JJ.

IN THE MATTER OF KELLY ANN ROBINSON,
PETITIONER-RESPONDENT,

V

ORDER

BRIAN J. BURKE, RESPONDENT-APPELLANT.

ALAN BIRNHOLZ, EAST AMHERST, FOR RESPONDENT-APPELLANT.

BONNIE A. MCLAUGHLIN, BUFFALO, FOR PETITIONER-RESPONDENT.

Appeal from an order of the Family Court, Erie County (Kevin M. Carter, J.), entered July 30, 2008 in a proceeding pursuant to Family Court Act article 4. The order committed respondent to a term of incarceration upon a finding of willful violation of a child support order.

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

Entered: July 2, 2009

Patricia L. Morgan
Clerk of the Court