

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

1239

CAF 08-01101

PRESENT: SCUDDER, P.J., HURLBUTT, GREEN, PINE, AND GORSKI, JJ.

IN THE MATTER OF ELSWORTH L.W.,
PETITIONER-APPELLANT,

V

ORDER

PAMELA D. AND ROBERT D.,
RESPONDENTS-RESPONDENTS.

JAMES P. DAVIS, BUFFALO, FOR PETITIONER-APPELLANT.

PAMELA D. AND ROBERT D., RESPONDENTS-RESPONDENTS PRO SE.

JEFFREY M. HARRINGTON, LAW GUARDIAN, LACKAWANNA, FOR SAMANTHA P.D.

Appeal from an order of the Family Court, Niagara County (John F. Batt, J.), entered April 8, 2008 in a paternity proceeding. The order dismissed the petition.

Now, upon reading and filing the stipulation of discontinuance signed by petitioner, respondents, the attorney for petitioner and the Law Guardian on August 12, 2009,

It is hereby ORDERED that said appeal is unanimously dismissed without costs upon stipulation.

Entered: November 13, 2009

Patricia L. Morgan
Clerk of the Court