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

## 1109

CAF 10-00129

PRESENT: CENTRA, J.P., PERADOTTO, CARNI, LINDLEY, AND SCONIERS, JJ.

IN THE MATTER OF GREGORY BRADBURY, PETITIONER-APPELLANT,

V

MEMORANDUM AND ORDER

GENEVA MONAGHAN, RESPONDENT-RESPONDENT. (APPEAL NO. 2.)

LINDA M. CAMPBELL, SYRACUSE, FOR PETITIONER-APPELLANT.

MICHAEL DONNELLY, SYRACUSE, FOR RESPONDENT-RESPONDENT.

DARLENE O'KANE, ATTORNEY FOR THE CHILDREN, SYRACUSE, FOR ELVIS M.-B. AND LELAND M.-B.

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Appeal from an order of the Family Court, Onondaga County (David J. Roman, J.H.O.), entered November 18, 2009 in a proceeding pursuant to Family Court Act article 6. The order dismissed the application of petitioner to vacate an order entered June 11, 2009.

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

Same Memorandum as in *Matter of Bradbury v Monaghan* [appeal No. 1] \_\_\_\_ AD3d \_\_\_ [Oct. 1, 2010]).

Entered: October 1, 2010

Patricia L. Morgan Clerk of the Court