

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

**1207**

**CAF 09-02307**

PRESENT: SCUDDER, P.J., MARTOCHE, CENTRA, FAHEY, AND GREEN, JJ.

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IN THE MATTER OF BETSY LUTZ,  
PETITIONER-RESPONDENT,

V

ORDER

JASON STERLING, RESPONDENT-RESPONDENT.  
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SUSAN B. MARRIS, ESQ., ATTORNEY FOR  
THE CHILD, APPELLANT.

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SUSAN B. MARRIS, ATTORNEY FOR THE CHILD, MANLIUS, APPELLANT PRO SE.

EDWARD G. KAMINSKI, UTICA, FOR RESPONDENT-RESPONDENT.  
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Appeal from an order of the Family Court, Oneida County (Brian M. Miga, J.H.O.), entered September 25, 2009 in a proceeding pursuant to Family Court Act article 6. The order granted continued physical custody of the child to respondent.

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: November 12, 2010

Patricia L. Morgan  
Clerk of the Court