

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

**1457**

**CAF 11-01326**

PRESENT: SMITH, J.P., FAHEY, PERADOTTO, CARNI, AND SCONIERS, JJ.

---

IN THE MATTER OF JULAXES T.

-----  
MONROE COUNTY DEPARTMENT OF HUMAN SERVICES,  
PETITIONER-APPELLANT;

ORDER

JENNIFER R., RESPONDENT-RESPONDENT.

---

DAVID VAN VARICK, COUNTY ATTORNEY, ROCHESTER (CAROL EISENMAN OF  
COUNSEL), FOR PETITIONER-APPELLANT.

TIMOTHY P. DONAHER, PUBLIC DEFENDER, ROCHESTER (KIMBERLY F. DUGUAY OF  
COUNSEL), FOR RESPONDENT-RESPONDENT.

---

Appeal from an order of the Family Court, Monroe County (Joan S.  
Kohout, J.), entered June 24, 2011 in a proceeding pursuant to Family  
Court Act article 10. The order dismissed the neglect petition.

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: December 23, 2011

Frances E. Cafarell  
Clerk of the Court