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

920.1

CAF 12-00316

PRESENT: SMITH, J.P., PERADOTTO, CARNI, LINDLEY, AND MARTOCHE, JJ.

IN THE MATTER OF KERENSA CRUDELE, FORMERLY KNOWN AS KERENSA WELLS, PETITIONER-APPELLANT,

V ORDER

BRIAN WELLS, RESPONDENT-RESPONDENT. (APPEAL NO. 1.)

DAVISON LAW OFFICE PLLC, CANANDAIGUA (MARY P. DAVISON OF COUNSEL), FOR PETITIONER-APPELLANT.

OSBORN, REED & BURKE, LLP, ROCHESTER (JEFFREY L. TURNER OF COUNSEL), FOR RESPONDENT-RESPONDENT.

MARYBETH D. BARNET, ATTORNEY FOR THE CHILD, CANANDAIGUA, FOR HAYDEN W.

Appeal from an order of the Family Court, Ontario County (Stephen D. Aronson, A.J.), entered October 31, 2011 in a proceeding pursuant

seeking a modification of the custody provisions in the parties' judgment of divorce.

to Family Court Act article 6. The order dismissed the petition

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

Entered: October 5, 2012 Frances E. Cafarell Clerk of the Court