

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D12615
C/mv

_____AD3d_____

Argued - September 25, 2006

STEPHEN G. CRANE, J.P.
GABRIEL M. KRAUSMAN
ROBERT A. SPOLZINO
PETER B. SKELOS, JJ.

2005-08934
2005-08935
2005-08936

DECISION & ORDER

In the Matter of “Baby Girl” W. (Anonymous),
a/k/a Jaclyn W. (Anonymous).
Jewish Child Care Association, petitioner-respondent;
Jack W. (Anonymous), appellant, et al., respondent.
(Proceeding No. 1)

In the Matter of “Baby Girl” W. (Anonymous),
a/k/a Teyana W. (Anonymous).
Jewish Child Care Association, petitioner-respondent;
Jack W. (Anonymous), appellant, et al., respondent.
(Proceeding No. 2)

In the Matter of “Baby Boy” W. (Anonymous),
a/k/a Kareem W. (Anonymous).
Jewish Child Care Association, petitioner-respondent;
Jack W. (Anonymous), appellant, et al., respondent.
(Proceeding No. 3)

(Docket Nos. B-15816/03, B-15817/03, B-15815/03)

David Laniado, Brooklyn, N.Y., for appellant.

James M. Abramson, New York, N.Y. (Dawn M. Orsatti of counsel), for petitioner-
respondent.

November 14, 2006

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MATTER OF W. (ANONYMOUS), “BABY GIRL,” a/k/a W. (ANONYMOUS), JACLYN
MATTER OF W. (ANONYMOUS), “BABY GIRL,” a/k/a W. (ANONYMOUS), TEYANA
MATTER OF W. (ANONYMOUS), “BABY BOY,” a/k/a W. (ANONYMOUS), KAREEM

Steven Banks, New York, N.Y. (Tamara A. Steckler and Diane Pazar of counsel),
Law Guardian for the children.

In three related proceedings pursuant to Social Services Law § 384-b to terminate parental rights on the ground of permanent neglect, the father appeals, as limited by his brief, from so much of three orders of fact-finding and disposition (one as to each child) of the Family Court, Kings County (Elkins, J.), all entered August 25, 2005, as, after a hearing, and upon a finding that he was in violation of the terms and conditions of a suspended judgment of the same court dated April 29, 2004, terminated his parental rights and transferred custody and guardianship of the subject children to the petitioner for the purpose of adoption.

ORDERED that the orders of fact-finding and disposition are affirmed insofar as appealed from, without costs or disbursements.

The petitioner sustained its burden of proving by a preponderance of the evidence that the father failed to satisfy some of the terms and conditions of the suspended judgment, warranting its revocation (*see Matter of Aaron S.*, 15 AD3d 585, 586; *Matter of Jordan Amir B.*, 15 AD3d 477, 478-479). The evidence supports the further determination of the Family Court that termination of the father's parental rights was in the children's best interests (*see Matter of Aaron S.*, *supra*; *Matter of Arnold M.*, 12 AD3d 677, 678-679; *Matter of Shawna DD.*, 289 AD2d 892, 894).

The father's remaining contentions are without merit.

CRANE, J.P., KRAUSMAN, SPOLZINO and SKELOS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court