

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

D13136
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_____AD3d_____

Argued - November 6, 2006

GLORIA GOLDSTEIN, J.P.
PETER B. SKELOS
ROBERT J. LUNN
JOSEPH COVELLO, JJ.

2006-03383

DECISION & ORDER

In the Matter of John Feliciano, appellant,
v Kim Micheli-Hartford, respondent.

(Docket No. V-3558-05)

Louis Klieger, New York, N.Y. (Bernard V. Kleinman and Fred Ehrlich of counsel),
for appellant.

Elizabeth M. Niemi, Amityville, N.Y. (Christopher Hitchcock of counsel), for
respondent.

Darelle C. Cairo, Miller Place, N.Y., Law Guardian for the child.

In a child visitation proceeding pursuant to Family Court Act article 6, the father
appeals from an order of the Family Court, Suffolk County (Lynaugh, J.), dated March 13, 2006,
which, after a hearing, denied his petition to direct that the mother's visitation be supervised.

ORDERED that the order is affirmed, without costs or disbursements.

Contrary to the father's contention, he failed to demonstrate a change in circumstances
warranting modification of the visitation provisions of the stipulation agreement (*see Matter of
Abranko v Vargas*, 26 AD3d 490; *Matter of Manos v Manos*, 282 AD2d 749; *Matter of Brocher v
Brocher*, 213 AD2d 544). Furthermore, the Family Court's determination that it would not be in the
child's best interests to modify the mother's visitation has a sound and substantial basis in the record
(*see Matter of Abranko v Vargas, supra; Brocher v Brocher, supra*).

December 19, 2006

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The father's remaining contentions are without merit.

GOLDSTEIN, J.P., SKELOS, LUNN and COVELLO, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive style with a large, looping initial "J".

James Edward Pelzer
Clerk of the Court