

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

D14569
W/cb

_____AD3d_____

Submitted - March 2, 2007

FRED T. SANTUCCI, J.P.
GABRIEL M. KRAUSMAN
ROBERT A. LIFSON
MARK C. DILLON, JJ.

2006-04415

DECISION & ORDER

In the Matter of Gregory S. (Anonymous), Jr.
Administration for Children's Services, respondent;
Gregory S. (Anonymous), appellant,
(Proceeding No. 1)

In the Matter of Heather S. (Anonymous).
Administration for Children's Services, respondent;
Gregory S. (Anonymous), appellant.
(Proceeding No. 2)

In the Matter of Natalie S. (Anonymous).
Administration for Children's Services, respondent,
Gregory S. (Anonymous), appellant.
(Proceeding No. 3)

(Docket Nos. N-12932-05, N-12933-05, N-12934-05)

Pauline E. Braun, Brooklyn, N.Y., for appellant.

Michael A. Cardozo, Corporation Counsel, New York, N.Y. (Pamela Seider Dolgow and Suzanne K. Colt of counsel), for respondent.

Steven Banks, New York, N.Y. (Tamara A. Steckler, Susan Clement, and Maria Baldrige of counsel), Law Guardian for the children.

April 3, 2007

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MATTER OF S. (ANONYMOUS), GREGORY, JR.
MATTER OF S. (ANONYMOUS), HEATHER
MATTER OF S. (ANONYMOUS), NATALIE

In three related child protective proceedings pursuant to Family Court Act article 10, the father appeals from an order of fact-finding of the Family Court, Queens County (Salinitro, J.), dated April 3, 2006, which, after a fact-finding hearing, found that he neglected the subject children.

ORDERED that the order of fact-finding is affirmed, without costs or disbursements.

Contrary to the father's contention, the Family Court's determination that he neglected the subject children by virtue of his drug use and his commission of an act of domestic violence in their presence is supported by a preponderance of the evidence (*see* Family Ct Act 1046[b][i]; *Matter of Michelle L.*, 24 AD3d 443, 444; *Matter of Ayana Jean L.*, 23 AD3d 472, 473; *Matter of Sheneika V.*, 20 AD3d 541, 542; *Matter of Aminat O.*, 20 AD3d 480, 481; *Matter of Ziaire M.*, 309 AD2d 938, 939).

SANTUCCI, J.P., KRAUSMAN, LIFSON and DILLON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court