

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

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Submitted - April 13, 2007

WILLIAM F. MASTRO, J.P.
FRED T. SANTUCCI
PETER B. SKELOS
THOMAS A. DICKERSON, JJ.

2006-00264

DECISION & ORDER

In the Matter of Maria T. (Anonymous), respondent,
v Craig R. (Anonymous), appellant.

(Docket No. V-975-01/05A)

Mathew B. Tully, Albany, N.Y., for appellant.

Ellen B. Holtzman, Nanuet, N.Y. (Jennifer Neal Bardavid of counsel), for respondent.

Christopher Widholm, New City, N.Y., Law Guardian for the child.

In a child custody proceeding pursuant to Family Court Act article 6, the father appeals from an order of the Family Court, Rockland County (Christopher, J.), entered December 22, 2005, which, after a hearing, granted that branch of the mother's petition which was, in effect, to vacate so much of a prior order of the same court (Garvey, J.), dated January 8, 2003, as directed her to send photographs of the parties' child to the father every two months.

ORDERED that the order entered December 22, 2005, is affirmed, without costs or disbursements.

The Family Court properly granted that branch of the mother's petition which was, in effect, to vacate so much of the order dated January 8, 2003, as directed her to send photographs of the parties' child to the father every two months. The court's determination was supported by a sound and substantial basis in the record (*see Matter of Rho v Rho*, 19 AD3d 605, 606).

May 15, 2007

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The father's remaining contentions are without merit.

MASTRO, J.P., SANTUCCI, SKELOS and DICKERSON, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer
Clerk of the Court