

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

D15460  
G/cb

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Submitted - April 24, 2007

ROBERT A. SPOLZINO, J.P.  
ANITA R. FLORIO  
PETER B. SKELOS  
WILLIAM E. McCARTHY, JJ.

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2006-00328  
2006-00330  
2006-00331

DECISION & ORDER

In the Matter of Brandon O. (Anonymous).  
Miracle Makers, Inc., et al., respondents;  
Jonette R. (Anonymous), appellant.  
(Proceeding No. 1)

In the Matter of Brandi O. (Anonymous).  
Miracle Makers, Inc., et al., respondents;  
Jonette R. (Anonymous), appellant.  
(Proceeding No. 2)

In the Matter of Morgan R. (Anonymous).  
Miracle Makers, Inc., et al., respondents;  
Jonette R. (Anonymous), appellant.  
(Proceeding No. 3)

(Docket Nos. B-25122/00, B-25123/00, B-25124/00)

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Kenneth M. Tuccillo, Hastings-on-Hudson, N.Y., for appellant.

James M. Abramson, PLLC, New York, N.Y. (Dawn M. Orsatti of counsel), for  
respondent Miracle Makers, Inc.

June 5, 2007

Page 1.

MATTER OF O. (ANONYMOUS), BRANDON  
MATTER OF O. (ANONYMOUS), BRANDI  
MATTER OF R. (ANONYMOUS), MORGAN

Steven Banks, New York, N.Y. (Tamara Steckler, Judith Waksberg, and Proskauer Rose, LLP [Jonah Brown-Cozien] of counsel), Law Guardian for the children.

In a proceeding pursuant to Social Services Law § 384-b to terminate the parental rights of the mother on the ground of permanent neglect, the mother appeals from three orders of fact-finding and disposition of the Family Court, Kings County (Hamill, J.), all dated January 20, 2005 (one as to each child), which, after fact-finding and dispositional hearings at which she failed to appear, found that she had permanently neglected the subject children, terminated her parental rights, and transferred custody of the subject children to the petitioner and the Commissioner of the Administration for Children's Services.

ORDERED that the appeals are dismissed, without costs or disbursements.

Since the orders appealed from were entered upon the default of the mother in appearing at the fact-finding and dispositional hearings, they are not appealable (*see* CPLR 5511; *Matter of Cynthia Hope A.*, 36 AD3d 803; *Matter of T'Challaarkiesha Janette Jouslin R.-D.*, 25 AD3d 803; *Matter of Christina Dominique B.*, 21 AD3d 412; *Matter of Alexis Latoya Revell W.*, 9 AD3d 368; *Matter of Iris R.*, 295 AD2d 521; *Matter of Vanessa M.*, 263 AD2d 542).

SPOLZINO, J.P., FLORIO, SKELOS and McCARTHY, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court