

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

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_____AD3d_____

Submitted - May 10, 2007

REINALDO E. RIVERA, J.P.
ROBERT A. SPOLZINO
ANITA R. FLORIO
DANIEL D. ANGIOLILLO, JJ.

2006-10336

DECISION & ORDER

In the Matter of Ira Finkelstein, appellant,
v Ruth Finkelstein, respondent.

(Docket No. F-4397-99)

Ira Finkelstein, Brooklyn, N.Y., appellant pro se.

In a child support proceeding pursuant to Family Court Act article 4, the father appeals from an order of the Family Court, Kings County (Hepner, J.), dated September 13, 2006, which sustained the mother's objections to an order of the same court (Milsap, S.M.), dated May 11, 2006, which, after a hearing, granted the father's petition for a downward modification of his child support obligation.

ORDERED that the appeal is dismissed as academic, without costs or disbursements.

The appeal from the order dated September 13, 2006, has been rendered academic by the issuance of a subsequent order dated October 31, 2006, establishing the father's child support obligations retroactive to the date of his application for a downward modification.

RIVERA, J.P., SPOLZINO, FLORIO and ANGIOLILLO, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 18, 2007

MATTER OF FINKELSTEIN v FINKELSTEIN