

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

D15781
X/gts

_____AD3d_____

Argued - May 29, 2007

ROBERT W. SCHMIDT, J.P.
FRED T. SANTUCCI
PETER B. SKELOS
RUTH C. BALKIN, JJ.

2006-11116

DECISION & ORDER

In the Matter of Angie Fernanda C. (Anonymous).
Suffolk County Department of Social Services,
respondent; Maria C. (Anonymous), appellant.

(Docket No. B-04660/06)

Steven Flaumenhaft, West Sayville, N.Y., for appellant.

Christine Malafi, County Attorney, Central Islip, N.Y. (Gary Rosenthal of counsel),
for respondent.

Danielle I. Schwager, P.C., Central Islip, N.Y., Law Guardian for the child.

In a proceeding pursuant to Social Services Law § 384-b to terminate parental rights on the ground of permanent neglect, the mother appeals from an order of fact-finding and disposition of the Family Court, Suffolk County (Freundlich, J.), entered June 1, 2006, which, after fact-finding and dispositional hearings, found that she permanently neglected the subject child, terminated her parental rights, and transferred custody and guardianship of the subject child to the Suffolk County Department of Social Services for the purpose of adoption.

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

We agree with the Family Court that the petitioner established, by clear and convincing evidence, that, despite the petitioner's diligent efforts to encourage and strengthen the parental relationship between the mother and the child, the mother permanently neglected the child, and that

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it was in the child's best interest to terminate the mother's parental rights (*see Matter of Star Leslie W.*, 63 NY2d 136; *Matter of Jennifer R.*, 29 AD3d 1005; *Matter of Ajuwon H.*, 18 AD3d 752).

The mother's remaining contentions are without merit.

SCHMIDT, J.P., SANTUCCI, SKELOS and BALKIN, JJ., concur.

ENTER:

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

James Edward Pelzer
Clerk of the Court