

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

D18394
X/kmg

_____AD3d_____

Submitted - February 11, 2008

REINALDO E. RIVERA, J.P.
PETER B. SKELOS
FRED T. SANTUCCI
JOHN M. LEVENTHAL, JJ.

2007-03450

DECISION & ORDER

In the Matter of Joseph R. (Anonymous),
appellant.

(Docket No. S-12234/06)

John A. Pappalardo, White Plains, N.Y., for appellant.

Charlene M. Indelicato, County Attorney, White Plains, N.Y. (Stacey Dolgin-Kmetz
and Martin G. Gleeson of counsel), for respondent.

In a proceeding pursuant to Family Court Act article 7, Joseph R. appeals, as limited by his brief, from so much of an order of disposition of the Family Court, Westchester County (Devlin, J.), dated January 17, 2007, as, upon a fact-finding order of the same court dated October 5, 2006, made upon his admission, adjudicating him a person in need of supervision, placed him in the custody of the Commissioner of Social Services of the County of Westchester for a period of 12 months for placement in a residential treatment facility.

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

The only issue raised by the appellant concerns that portion of the order of disposition which placed him in the custody of the Commissioner of Social Services of the County of Westchester for a period of 12 months for placement in a residential treatment facility. Since the placement period has expired, the appeal must be dismissed as academic (*see Matter of Nicholas R.*, 36 AD3d 923; *Matter of Ricky A.*, 11 AD3d 532; *Matter of Mary Veronica R.*, 10 AD3d 400; *Matter of Jeffrey*

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MATTER OF R. (ANONYMOUS), JOSEPH

McG., 8 AD3d 571; *Matter of Brandon S.*, 305 AD2d 609, 610).

RIVERA, J.P., SKELOS, SANTUCCI and LEVENTHAL, 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