

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

D19742
C/prt

_____AD3d_____

Argued - April 22, 2008

ROBERT A. LIFSON, J.P.
DAVID S. RITTER
MARK C. DILLON
JOHN M. LEVENTHAL, JJ.

2007-05263

DECISION & ORDER

In the Matter of Tanisha Heard, appellant,
v Brandon I. Ganaishlal, respondent.

(Docket No. V-22095-00)

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

Janet Neustaetter, Brooklyn, N.Y. (Barbara H. Dildine of counsel), attorney for the
child.

In a custody proceeding pursuant to Family Court Act article 6 in which the mother moved to modify an order of the Family Court, Kings County (Grosvenor, J.), dated October 14, 2003, inter alia, awarding visitation with the parties' child to the father, the mother appeals, as limited by her brief, from so much of an order of the Family Court, Kings County (O'Shea, J.), dated April 30, 2007, as, after a hearing, directed her to pay one-half of the transportation costs of the father's visitation with the parties' child for the summer of 2007.

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

The order appealed from has expired by its own terms. Accordingly, the appeal must be dismissed as academic (*see Matter of Jacobs v Traylor*, 43 AD3d 466; *Matter of Ellwanger v Ellwanger*, 31 AD3d 447; *Matter of DePaola v Corrales*, 303 AD2d 586, 587; *Matter of Trentacoste v Trentacoste*, 211 AD2d 724, 726).

To the extent that the parties continue to disagree over future visitation issues, their

recourse is to address such issues in additional litigation before the Family Court.

LIFSON, J.P., RITTER, DILLON and LEVENTHAL, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive style with a large, sweeping initial "J".

James Edward Pelzer
Clerk of the Court