

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

D19858  
Y/hu

\_\_\_\_AD3d\_\_\_\_

Submitted - May 27, 2008

WILLIAM F. MASTRO, J.P.  
ROBERT A. SPOLZINO  
DAVID S. RITTER  
JOHN M. LEVENTHAL, JJ.

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2007-00108

DECISION & ORDER

In the Matter of Joanne M. Lombardo, respondent,  
v Douglas A. Thomas, appellant.

(Docket No. F-6866-04)

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Philip F. Menna, White Plains, N.Y., for appellant.

In a child support proceeding pursuant to Family Court Act article 4, the father appeals from an order of the Family Court, Nassau County (Grella, J.), dated November 20, 2006, which, on the ground, inter alia, of untimeliness, denied his objections to an order of the same court (Beck-Cahn, S.M.), dated August 28, 2006, which, after a hearing, inter alia, directed him to pay the sum of \$2,286 per month as basic child support and 37% of child care expenses for the parties' child.

ORDERED that the order is affirmed, without costs or disbursements.

On appeal, the father does not challenge the Family Court's denial of his objections to a Support Magistrate's determination concerning issues of child support as untimely filed (*see* Family Ct Act § 439[e]; *Matter of Burke v Burke*, 45 AD3d 591, 592; *Matter of Hodges v Hodges*, 40 AD3d 639, 639). Thus, the order denying his objections must be affirmed.

MASTRO, J.P., SPOLZINO, RITTER and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

July 8, 2008

MATTER OF LOMBARDO v THOMAS