

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

D19913  
O/kmg

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

Submitted - May 27, 2008

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

---

2007-10850

DECISION & ORDER

In the Matter of Roslyn Nieves-Ford, respondent,  
v Michael Gordon, appellant.

(Index No. 111)

---

Michael Gordon, Brooklyn, N.Y., appellant pro se.

Roslyn Nieves, named herein as Roslyn Nieves-Ford, Elmont, N.Y., respondent pro se.

In a child support proceeding pursuant to Family Court Act article 4, the father appeals from an order of the Family Court, Nassau County (Marks, J.), dated October 9, 2007, which, inter alia, denied his application for leave to file a motion, in effect, to resettle an order of the same court (Bannon, S.M.) dated December 1, 2005.

ORDERED that the order is affirmed, with costs.

The Family Court enjoined the father from filing any further motions, without court approval, based on his abuse of the judicial process (*see Simpson v Ptaszynska*, 41 AD3d 607; *Matter of Pignataro v Davis*, 8 AD3d 487). Here, the Family Court properly denied the father's later application for leave to file a motion, in effect, to resettle an order of the same court dated December 1, 2005.

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

ENTER:



James Edward Pelzer  
Clerk of the Court

July 15, 2008

MATTER OF NIEVES-FORD v GORDON