

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

D22523  
C/kmg

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Submitted - February 19, 2009

MARK C. DILLON, J.P.  
RUTH C. BALKIN  
ARIEL E. BELEN  
CHERYL E. CHAMBERS, JJ.

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2008-07138

DECISION & ORDER

In the Matter of Michael D. (Anonymous),  
appellant.

(Docket No. D-228-08)

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Steven Banks, New York, N.Y. (Tamara Steckler and Raymond E. Rogers of counsel), for appellant.

Michael A. Cardozo, Corporation Counsel, New York, N.Y. (Larry A. Sonnenshein and Sharyn Rootenberg of counsel), for respondent.

In a juvenile delinquency proceeding pursuant to Family Court Act article 3, the appeal is from an order of disposition of the Family Court, Queens County (Lubow, J.), dated July 14, 2008, which, upon a fact-finding order of the same court dated February 13, 2008, made upon the appellant's admission, finding that he had committed acts which, if committed by an adult, would have constituted the crime of petit larceny, adjudged him to be a juvenile delinquent and placed him on probation for a period of 12 months.

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

The Family Court has broad discretion in determining the appropriate disposition, and great deference is given to its determination (*see Matter of Karen M.*, 58 AD3d 734; *Matter of Javed K.*, 57 AD3d 899; *Matter of Ashley D.*, 55 AD3d 605). The disposition here was not inappropriate.

Under the circumstances of this case, the appellant was not entitled to an adjournment in contemplation of dismissal (*see Matter of Javed K.*, 57 AD3d 899; *Matter of Ashley H.*, 53 AD3d

March 24, 2009

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578; *Matter of Melissa B.*, 49 AD3d 536; *Matter of Oneil D.*, 35 AD3d 602; *Matter of Yasin H.*, 31 AD3d 638).

DILLON, J.P., BALKIN, BELEN and CHAMBERS, 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