

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

D22698  
O/kmg

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

Submitted - February 20, 2009

WILLIAM F. MASTRO, J.P.  
FRED T. SANTUCCI  
THOMAS A. DICKERSON  
JOHN M. LEVENTHAL, JJ.

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2008-03740

DECISION & ORDER

In the Matter of Stefani C. (Anonymous).  
Suffolk County Department of Social Services,  
respondent; Oscar A. (Anonymous), appellant.  
(Proceeding No. 1)

In the Matter of Katherine C. (Anonymous).  
Suffolk County Department of Social Services,  
respondent; Oscar A. (Anonymous), appellant.  
(Proceeding No. 2)

(Docket Nos. N-12445-07, N-12450-07)

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Jorge L. Rosario, Central Islip, N.Y., for appellant.

Christine Malafi, County Attorney, Central Islip, N.Y. (Mary Ann Filosa of counsel),  
for respondent.

Robert G. Venturo, Islandia, N.Y., attorney for the children.

In two related proceedings pursuant to Family Court Act article 10, the father appeals from a decision of the Family Court, Suffolk County (Hoffmann, J.), dated March 17, 2008, made after a fact-finding hearing.

ORDERED that the appeal is dismissed, without costs or disbursements, as no appeal lies from a decision (*see* Family Ct Act § 1112, *Schicchi v J.A. Green Constr. Corp.*, 100 AD2d 509).

April 7, 2009

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MATTER OF C. (ANONYMOUS), STEFANI  
MATTER OF C. (ANONYMOUS), KATHERINE

The issues raised on the appeal from the decision regarding the neglect finding are addressed on the companion appeal from the order of fact-finding and disposition (*see Matter of Stefani C. [Anonymous]*, \_\_\_\_\_AD3d\_\_\_\_\_ [decided herewith]) .

MASTRO, J.P., SANTUCCI, DICKERSON and LEVENTHAL, JJ., concur.

ENTER:

A handwritten signature in cursive script, reading "James Edward Pelzer".

James Edward Pelzer  
Clerk of the Court