

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

D31294  
O/ct

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

Argued - April 28, 2011

REINALDO E. RIVERA, J.P.  
PETER B. SKELOS  
ANITA R. FLORIO  
LEONARD B. AUSTIN, JJ.

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2010-02674

DECISION & ORDER

In the Matter of Najaf D. (Anonymous).  
Administration for Children's Services, petitioner-  
respondent; Kizwana M. (Anonymous), respondent-  
respondent; Doreen D. (Anonymous), appellant.  
(Proceeding No. 1)

In the Matter of Najad D. (Anonymous).  
Administration for Children's Services, petitioner-  
respondent; Kizwana M. (Anonymous), respondent-  
respondent; Doreen D. (Anonymous), appellant.  
(Proceeding No. 2)

In the Matter of Nadra D. (Anonymous).  
Administration for Children's Services, petitioner-  
respondent; Kizwana M. (Anonymous), respondent-  
respondent; Doreen D. (Anonymous), appellant.  
(Proceeding No. 3)

(Docket Nos. N-35544/06, N-35545/06,  
N-35546/06, N-33179/07)

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Larry S. Bachner, Jamaica, N.Y., for appellant.

Michael A. Cardozo, Corporation Counsel, New York, N.Y. (Leonard Koerner and  
Larry A. Sonnenshein of counsel), for petitioner-respondent.

May 17, 2011

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MATTER OF D. (ANONYMOUS), NAJAF  
MATTER OF D. (ANONYMOUS), NAJAD  
MATTER OF D. (ANONYMOUS), NADRA

Karen P. Simmons, Brooklyn, N.Y. (Janet Neustaetter of counsel), attorney for the children.

In related neglect proceedings pursuant to Family Court Act article 10, Doreen D., the paternal grandmother of the subject children, appeals, as limited by her brief, from so much of an order of the Family Court, Kings County (Elkins, J.), dated February 18, 2010, as granted that branch of the motion of the attorney for the children which was for a forensic examination of her.

ORDERED that the order is affirmed insofar as appealed from, without costs or disbursements.

Although forensic examinations should not be ordered in every case (*see Matter of Pappas v Kells*, 77 AD3d 952, 954), the Family Court providently exercised its discretion in concluding that the circumstances of this case warrant a forensic examination of the appellant to aid in its determination as to whether custody of the subject children should be awarded to her (*see Family Ct Act § 251; Stern v Stern*, 225 AD2d 540; *cf. Matter of Womack v Jackson*, 30 AD3d 433; *Matter of Gonzalez v Gonzalez*, 15 AD3d 481, 483-484).

RIVERA, J.P., SKELOS, FLORIO and AUSTIN, JJ., concur.

ENTER:

  
Matthew G. Kiernan  
Clerk of the Court