

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

D32428
N/kmb

_____AD3d_____

Submitted - September 16, 2011

PETER B. SKELOS, J.P.
THOMAS A. DICKERSON
JOHN M. LEVENTHAL
PLUMMER E. LOTT, JJ.

2010-09249

DECISION & ORDER

In the Matter of Anthony B.-A. (Anonymous).
Suffolk County Department of Social Services,
respondent; Chandra B. (Anonymous), appellant.

(Docket No. NN-12843-06)

Susan A. DeNatale, Mastic, N.Y., for appellant.

Christine Malafi, County Attorney, Central Islip, N.Y. (James G. Bernet of counsel),
for respondent (no brief filed).

Arshia Baseer, Central Islip, N.Y., attorney for the child.

In a child neglect proceeding pursuant to Family Court Act article 10, the mother appeals from an order of the Family Court, Suffolk County (Hoffmann, J.), dated July 29, 2010, which, after a permanency hearing, inter alia, continued placement of the subject child in the custody of the nonparty maternal grandmother.

ORDERED that the appeal is dismissed, without costs or disbursements.

The mother's appeal from the order dated July 29, 2010, which, among other things, continued placement of the subject child in the custody of the nonparty maternal grandmother, has been superseded by an order dated January 24, 2011, from which no appeal has been taken, and an order dated July 18, 2011, which, after a subsequent permanency hearing, reinstated custody of the subject child to the mother. Accordingly, the appeal must be dismissed as academic (*see Matter of Joseph A. [Fausat O.]*, 78 AD3d 826; *Matter of Herbert H. [Herbert A.H.]*, 70 AD3d 694; *Matter*

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of Aniyah Mc. [Ann Marie Mc.], 69 AD3d 729; Matter of Tishauna Patricia N. [Tee Tee Ann W.], 68 AD3d 1119).

SKELOS, J.P., DICKERSON, LEVENTHAL and LOTT, JJ., concur.

ENTER:


Matthew G. Kiernan
Clerk of the Court