

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

D34736  
O/kmb

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

Argued - March 27, 2012

DANIEL D. ANGIOLILLO, J.P.  
THOMAS A. DICKERSON  
JOHN M. LEVENTHAL  
ROBERT J. MILLER, JJ.

2011-04795

DECISION & ORDER

Toniann Beaudry, respondent, v Michael Beaudry,  
appellant.

(Index No. 29211/07)

Sweetbaum & Sweetbaum, Lake Success, N.Y. (Marshall D. Sweetbaum of counsel),  
for appellant.

Glenn S. Koopersmith, Garden City, N.Y., for respondent.

Danielle I. Schwager, P.C., Central Islip, N.Y., attorney for the child.

In an action for a divorce and ancillary relief, the defendant appeals, as limited by his brief, from stated portions of a judgment of the Supreme Court, Suffolk County (Bivona, J.), entered May 5, 2011, which, after a nonjury trial, inter alia, awarded him only supervised visitation with the parties' child and awarded the plaintiff an attorney's fee in the sum of \$60,000.

ORDERED that the judgment is affirmed insofar as appealed from, with costs.

The Supreme Court's determination that the defendant's visitation with the parties' child should be supervised is supported by a sound and substantial basis in the record (*see Matter of Anwar v Sani*, 78 AD3d 827, 828; *Matter of Roldan v Nieves*, 76 AD3d 634, 635; *Matter of Custer v Slater*, 2 AD3d 1227, 1228).

The Supreme Court providently exercised its discretion in awarding the plaintiff an attorney's fee in the sum of \$60,000 (*see Domestic Relations Law* § 237[a]; *Anderson v Anderson*, 50 AD3d 610, 611).

May 1, 2012

BEAUDRY v BEAUDRY

Page 1.

The defendant's remaining contentions are without merit.

ANGIOLILLO, J.P., DICKERSON, LEVENTHAL and MILLER, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court