

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

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Submitted - May 21, 2012

REINALDO E. RIVERA, J.P.  
THOMAS A. DICKERSON  
L. PRISCILLA HALL  
JEFFREY A. COHEN, JJ.

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2011-10919

DECISION & ORDER

In the Matter of Mark L. Bono, appellant, v  
Theresa M. Pitre, respondent.

(Docket No. F-11572-07/11F)

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Paul H. Rethier, Sound Beach, N.Y., for appellant.

In a child support proceeding pursuant to Family Court Act article 4, the father appeals from an order of the Family Court, Suffolk County (Genchi, J.), dated October 5, 2011, which denied his objections to an order of the same court (Willmott, S.M.), dated July 21, 2011, dismissing, without a hearing, his petition for a downward modification of his child support obligation.

ORDERED that the order dated October 5, 2011, is affirmed, without costs or disbursements.

Contrary to the petitioner's contention, the Supreme Court properly denied his objections to an order of a Support Magistrate dismissing, without a hearing, his petition for a downward modification of his child support obligation. The petitioner failed to make a prima facie showing of "a substantial change in circumstances" (Family Ct Act § 451[2][a]; see Domestic Relations Law § 236B[9][6][2][i]).

RIVERA, J.P., DICKERSON, HALL and COHEN, JJ., concur.

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

July 18, 2012

MATTER OF BONO v PITRE