

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

D35576  
Y/ct

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

Argued - June 11, 2012

MARK C. DILLON, J.P.  
THOMAS A. DICKERSON  
ARIEL E. BELEN  
SANDRA L. SGROI, JJ.

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2011-06488

DECISION & ORDER

In the Matter of Julian B. (Anonymous), appellant, v  
Nioka Williams, respondent.

(Docket Nos. 23983-08, 20521-09)

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Jeffrey C. Bluth, Brooklyn, N.Y., for appellant.

Anna Stern, New York, N.Y., for respondent.

Karen Simmons, Brooklyn, N.Y. (Sena Kim-Reuter and Janet Neustaetter of counsel), attorney for the child.

In a custody and visitation proceeding pursuant to Family Court Act article 6, the father appeals from an order of the Family Court, Kings County (Hepner, J.), dated June 14, 2011, which denied, without a hearing, his petition to modify a prior order of custody and visitation dated February 14, 2011, so as to award him sole custody of Samia B.

ORDERED that the appeal from the order dated June 14, 2011, is dismissed as academic, without costs or disbursements.

Since the subject child, Samia B., is now 18 years of age, she is no longer subject to the order appealed from, and the appeal must be dismissed as academic (*see Matter of Bartley v Pringle*, 90 AD3d 653; *Matter of Brown v Jimenez*, 88 AD3d 875, 876; *Matter of Cahill v Zakian*, 71 AD3d 765; *Matter of Merando v Vantassel*, 66 AD3d 783).

DILLON, J.P., DICKERSON, BELEN and SGROI, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

July 11, 2012

MATTER OF B. (ANONYMOUS) v WILLIAMS