

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

D35620
G/kmb

_____AD3d_____

Submitted - June 14, 2012

REINALDO E. RIVERA, J.P.
ANITA R. FLORIO
RANDALL T. ENG
JEFFREY A. COHEN, JJ.

2011-03431
2011-03433

DECISION & ORDER

In the Matter of Lawrence G. (Anonymous), III.
Administration for Children's Services, petitioner-
respondent; Lawrence P. G. (Anonymous), Jr.,
appellant; Stefanie V. (Anonymous), respondent-respondent.
(Proceeding No. 1)

In the Matter of Jeremy G. (Anonymous).
Administration for Children's Services, petitioner-
respondent; Lawrence P. G. (Anonymous), Jr.,
appellant; Stefanie V. (Anonymous), respondent-respondent.
(Proceeding No. 2)

In the Matter of Stefanie V. (Anonymous), respondent,
v Lawrence P. G. (Anonymous), Jr., appellant.
(Proceeding No. 3)

(Docket Nos. N-36388/10, N-36389/10, O-35914/10)

Mark Diamond, New York, N.Y., for appellant.

Michael A. Cardozo, Corporation Counsel, New York, N.Y. (Pamela Seider Dolgow
and Elizabeth S. Natrella of counsel), for petitioner-respondent.

Yisroel Schulman, New York, N.Y. (Christina Brandt-Young of counsel), for
respondent-respondent.

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MATTER OF G. (ANONYMOUS), LAWRENCE III
MATTER OF G. (ANONYMOUS), JEREMY
MATTER OF V. (ANONYMOUS) v G. (ANONYMOUS)

Steven Banks, New York, N.Y. (Judith Waksberg of counsel), attorney for the children (no brief filed).

In two related neglect proceedings pursuant to Family Court Act article 10 and a related family offense proceeding pursuant to Family Court Act article 8, the father appeals from (1) an order of fact-finding and disposition of the Family Court, Kings County (Gruebel, J.), dated March 9, 2011, which, after a hearing, inter alia, found that he had committed the family offense of assault in the third degree, and (2) an order of fact-finding of the same court dated March 25, 2011, which, upon a decision of the same court dated March 9, 2011, made after a hearing, found that he had neglected the subject children.

ORDERED that on the Court's own motion, the notice of appeal from the decision dated March 9, 2011, is deemed a notice of appeal from the order of fact-finding dated March 25, 2011 (*see* CPLR 5512[a]); and it is further,

ORDERED that the order of fact-finding and disposition and the order of fact-finding are affirmed, without costs or disbursements.

The evidence supports the Family Court's determination that the father neglected the subject children by engaging in certain acts of domestic violence against the mother in their presence that impaired, or created an imminent danger of impairing, their physical, emotional, or mental conditions (*see* Family Ct Act § 1012[f][i][B]; *Matter of Jayden B. [Erica R.]*, 91 AD3d 1344; *Matter of Kiara C. [David C.]*, 85 AD3d 1025; *Matter of Ndeye D. [Benjamin D.]*, 85 AD3d 1026, 1027-1028).

The father's remaining contentions are without merit.

RIVERA, J.P., FLORIO, ENG and COHEN, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

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