

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

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Argued - November 1, 2012

ANITA R. FLORIO, J.P.  
JOHN M. LEVENTHAL  
LEONARD B. AUSTIN  
SHERI S. ROMAN, JJ.

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2012-02777

DECISION & ORDER

In the Matter of Shira L. (Anonymous), appellant, v  
Zindel L. (Anonymous), respondent.

(Docket Nos. V-05442-10, V-05443-10, V-05444-10,  
and V-14882-10)

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Law Office of Brynde Berkowitz, P.C., Woodmere, N.Y., for appellant.

Jay C. Shoulson, Long Island City, N.Y., for respondent.

Roberta Chambers, Queens Village, N.Y., attorney for the children Aliza and Shlomo.

Eric Perlmutter, Jamaica, N.Y., attorney for the child Azriel.

In related custody and visitation proceedings pursuant to Family Court Act article 6, the mother appeals, by permission, from an order of the Family Court, Queens County (Hunt, J.), dated March 20, 2012, which awarded the father temporary unsupervised visitation with the parties' son Azriel.

ORDERED that the order is affirmed, with costs.

The Family Court did not improvidently exercise its discretion in granting the father temporary unsupervised visitation with the parties' son Azriel. Its determination had a sound and substantial basis in the record (*see Matter of Boggio v Boggio*, 96 AD3d 834; *Matter of DeSimone v Delano*, 94 AD3d 759; *Matter of Crowder v Austin*, 90 AD3d 753). The Family Court possessed adequate relevant information to enable it to make an informed and provident determination with

respect to the best interests of that child and, therefore, an evidentiary hearing was not necessary to render a temporary visitation determination (*see Matter of Donovan C.*, 65 AD3d 1041; *Bibas v Bibas*, 62 AD3d 924; *McAvoy v Hannigan*, 41 AD3d 791; *Assini v Assini*, 11 AD3d 417; *Matter of Levande v Levande*, 10 AD3d 723).

FLORIO, J.P., LEVENTHAL, AUSTIN and ROMAN, JJ., concur.

ENTER:

A handwritten signature in black ink that reads "Aprilanne Agostino". The signature is written in a cursive, flowing style.

Aprilanne Agostino  
Clerk of the Court