

**SUPREME COURT OF THE STATE OF NEW YORK**  
*Appellate Division, Fourth Judicial Department*

1233

**CAF 16-00713**

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, NEMOYER, AND TROUTMAN, JJ.

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IN THE MATTER OF MICHELLE L. PEAY,  
PETITIONER-APPELLANT,

V

MEMORANDUM AND ORDER

RONALD E. PEAY, JR., RESPONDENT-RESPONDENT.  
(APPEAL NO. 2.)

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DAVID J. PAJAK, ALDEN, FOR PETITIONER-APPELLANT.

CHRISTOPHER BRECHTEL, ATTORNEY FOR THE CHILDREN, BUFFALO.

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Appeal from an order of the Family Court, Erie County (Deanne M. Tripi, J.), entered April 20, 2016. The order, among other things, found petitioner in contempt of court and denied her petition to modify a prior stipulated order of custody and visitation.

It is hereby ORDERED that said appeal is unanimously dismissed without costs.

Same memorandum as in *Matter of Peay v Peay* ([appeal No. 1] \_\_\_ AD3d \_\_\_ [Dec. 22, 2017]).

Entered: December 22, 2017

Mark W. Bennett  
Clerk of the Court