

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

**1132**

**CAF 17-01422**

PRESENT: SMITH, J.P., CENTRA, PERADOTTO, CURRAN, AND TROUTMAN, JJ.

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IN THE MATTER OF DEBORAH J. KILLABY,  
PETITIONER-RESPONDENT,

V

ORDER

LAWRENCE P. LEE, RESPONDENT-APPELLANT,  
AND RACHEL BANTLE, RESPONDENT-RESPONDENT.

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CARA A. WALDMAN, FAIRPORT, FOR RESPONDENT-APPELLANT.

TYSON BLUE, MACEDON, FOR RESPONDENT-RESPONDENT.

SEAN D. LAIR, SODUS, ATTORNEY FOR THE CHILD.

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Appeal from an order of the Family Court, Wayne County (Richard M. Healy, A.J.), entered July 24, 2017 in a proceeding pursuant to Family Court Act article 6. The order, among other things, awarded primary physical custody of the subject child to petitioner.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Family Court.

Entered: November 9, 2018

Mark W. Bennett  
Clerk of the Court