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

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CAF 18-02345

PRESENT: CENTRA, J.P., CARNI, LINDLEY, NEMOYER, AND BANNISTER, JJ.

IN THE MATTER OF ANDREA HEWITT, PETITIONER-RESPONDENT,

V

MEMORANDUM AND ORDER

GARY LATRAY, RESPONDENT-APPELLANT. (APPEAL NO. 2.)

D.J. & J.A. CIRANDO, PLLC, SYRACUSE (REBECCA L. KONST OF COUNSEL), FOR RESPONDENT-APPELLANT.

STEPHANIE N. DAVIS, OSWEGO, ATTORNEY FOR THE CHILDREN.

Appeal from an order of the Family Court, Onondaga County (Karen Stanislaus, R.), entered September 11, 2018 in a proceeding pursuant to Family Court Act article 6. The order, inter alia, continued joint legal and shared physical custody of the subject children.

It is hereby ORDERED that said appeal from the order insofar as it concerns the parties' oldest child is unanimously dismissed and the order is affirmed without costs.

Same memorandum as in *Matter of Latray v Hewitt* ([appeal No. 1] - AD3d - [Mar. 13, 2020] [4th Dept 2020]).

Entered: March 13, 2020 Mark W. Bennett Clerk of the Court