

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

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CAF 10-01172

PRESENT: SMITH, J.P., FAHEY, CARNI, LINDLEY, AND GORSKI, JJ.

IN THE MATTER OF MICHAEL KAPUSCINSKI,
PETITIONER-RESPONDENT-RESPONDENT,

V

ORDER

GISELLE JELLETT, RESPONDENT-PETITIONER-APPELLANT.

MELVIN & MELVIN, PLLC, SYRACUSE (ELIZABETH A. GENUNG OF COUNSEL), FOR
RESPONDENT-PETITIONER-APPELLANT.

WALTER J. BURKARD, DEWITT, FOR PETITIONER-RESPONDENT-RESPONDENT.

KELLY M. CORBETT, ATTORNEY FOR THE CHILDREN, FAYETTEVILLE, FOR BRAYDIN
K. AND BRENTEN K.

Appeal from an order of the Family Court, Onondaga County (Martha E. Mulroy, J.), entered August 4, 2009 in a proceeding pursuant to Family Court Act article 6. The order, inter alia, granted sole custody of the parties' children to petitioner-respondent.

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: March 25, 2011

Patricia L. Morgan
Clerk of the Court