

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

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CA 08-02578

PRESENT: HURLBUTT, J.P., MARTOCHE, FAHEY, CARNI, AND PINE, JJ.

IN THE MATTER OF THE APPLICATION OF
FAXTON-ST. LUKE'S HEALTHCARE, INC.,
PETITIONER-RESPONDENT,

PURSUANT TO ARTICLE 81 OF THE MENTAL
HYGIENE LAW FOR THE APPOINTMENT OF A
GUARDIAN OF THE PERSON AND PROPERTY
OF CAESAR A., AN ALLEGED INCAPACITATED
PERSON.

ORDER

ONEIDA COUNTY DEPARTMENT OF SOCIAL SERVICES,
RESPONDENT-APPELLANT.

CHESTER W. JASKOLKA, UTICA, FOR RESPONDENT-APPELLANT.

GETNICK LIVINGSTON ATKINSON GIGLIOTTI & PRIORE, LLP, UTICA (JANET M.
RICHMOND OF COUNSEL), FOR PETITIONER-RESPONDENT.

Appeal from an order and judgment (one paper) of the Supreme Court, Oneida County (Bernadette T. Romano, J.), entered September 23, 2008 in a proceeding pursuant to article 81 of the Mental Hygiene Law. The order and judgment, among other things, appointed respondent as the guardian of the person and property of Caesar A., an alleged incapacitated person.

It is hereby ORDERED that the order and judgment so appealed from is unanimously affirmed without costs.

Entered: June 5, 2009

Patricia L. Morgan
Clerk of the Court