

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

M248750
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SHERI S. ROMAN, J.P.
SANDRA L. SGROI
JOSEPH J. MALTESE
ANGELA G. IANNACCI, JJ.

2018-00639

DECISION & ORDER ON MOTION

In the Matter of Isaac S. (Anonymous).
Administration for Children's Services,
petitioner-respondent; Miriam S. (Anonymous),
respondent-appellant, et al., respondent.
(Proceeding No. 1)

In the Matter of Faigy S. (Anonymous).
Administration for Children's Services,
petitioner-respondent; Miriam S. (Anonymous),
respondent-appellant, et al., respondent.
(Proceeding No. 2)

(Docket Nos. N-4462-17, N-4463-17)

Appeal by Miriam S. from an order of the Family Court, Kings County, dated November 14, 2017. By order to show cause dated March 12, 2018, the parties were directed to show cause before this Court why an order should or should not be made and entered dismissing the appeal in the above-entitled proceedings for failure to comply with a scheduling order dated January 26, 2018, issued pursuant to § 670.4(a)(2) of the rules of this Court (22 NYCRR 670.4[a][2]).

Now, upon the order to show cause and the papers filed in response thereto, it is

ORDERED that the motion to dismiss the appeal is denied; and it is further,

ORDERED that within 30 days after the date of this decision and order on motion, the respondent-appellant shall file in the office of the Clerk of this Court an affidavit or affirmation stating that the transcript has been received and indicating the date that it was received, or, if the transcript has not been received, an affidavit or affirmation stating that it has been ordered and paid for, the date thereof, and the date by which the transcript is expected; and it is further,

April 17, 2018

MATTER OF S. (ANONYMOUS), ISAAC

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ORDERED that if the respondent-appellant fails to file the affidavit or affirmation within 30 days after the date of this decision and order on motion, as set forth above, the Court will dismiss the appeal, without further notice.

ROMAN, J.P., SGROI, MALTESE and IANNACCI, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "Aprilanne Agostino". The signature is written in a cursive, flowing style.

Aprilanne Agostino
Clerk of the Court