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

1691

CAF 09-00572

PRESENT: SMITH, J.P., FAHEY, CARNI, AND GREEN, JJ.

IN THE MATTER OF CARL A. GUTZMER, PETITIONER-APPELLANT,

V

ORDER

MYRIAM L. SANTINI, RESPONDENT-RESPONDENT.

CHARLES J. GREENBERG, BUFFALO, FOR PETITIONER-APPELLANT.

OAK ORCHARD LEGAL SERVICES A DIVISION OF NEIGHBORHOOD LEGAL SERVICES, INC., BATAVIA (JOHN M. ZONITCH OF COUNSEL), FOR RESPONDENT-RESPONDENT.

DEREK R. BROWNLEE, LAW GUARDIAN, BATAVIA, FOR CAILYN G.

Appeal from an order of the Family Court, Genesee County (Eric R. Adams, J.), entered July 15, 2008 in a proceeding pursuant to Family Court Act article 8. The order dismissed the petition.

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

Patricia L. Morgan Clerk of the Court