

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

1435

**CAF 13-02092**

PRESENT: SCUDDER, P.J., CENTRA, CARNI, AND SCONIERS, JJ.

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IN THE MATTER OF JAXSIN L.

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ONONDAGA COUNTY DEPARTMENT OF SOCIAL SERVICES,                   MEMORANDUM AND ORDER  
PETITIONER-RESPONDENT;

HEATHER L., RESPONDENT-APPELLANT.

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FRANK H. HISCOCK LEGAL AID SOCIETY, SYRACUSE (BRYCE THERRIEN OF  
COUNSEL), FOR RESPONDENT-APPELLANT.

GORDON J. CUFFY, COUNTY ATTORNEY, SYRACUSE (POLLY E. JOHNSON OF  
COUNSEL), FOR PETITIONER-RESPONDENT.

LISA M. FAHEY, ATTORNEY FOR THE CHILD, EAST SYRACUSE.

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Appeal from an order of the Family Court, Onondaga County  
(Michael L. Hanuszczak, J.), entered November 4, 2013 in a proceeding  
pursuant to Family Court Act article 10. The order, insofar as  
appealed from, denied respondent visitation with the subject child.

It is hereby ORDERED that said appeal is unanimously dismissed  
without costs.

Memorandum: As limited by her brief, respondent mother appeals  
from an order that denied her visitation with the subject child.  
Inasmuch as a subsequent order has been entered terminating the  
mother's parental rights, we dismiss this appeal as moot (*see Matter  
of Lateesha J.*, 252 AD2d 503, 503-504; *see also Matter of Alexander M.  
[Michael M.]*, 83 AD3d 1400, 1401, *lv denied* 17 NY3d 704). We conclude  
that the exception to the mootness doctrine does not apply herein (*see  
Matter of Francis S. [Wendy H.]*, 67 AD3d 1442, 1442, *lv denied* 14 NY3d  
702).

Entered: January 2, 2015

Frances E. Cafarell  
Clerk of the Court