

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

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CAF 20-00091

PRESENT: SMITH, J.P., PERADOTTO, CURRAN, BANNISTER, AND DEJOSEPH, JJ.

IN THE MATTER OF STACEY C. BAUER,
PETITIONER-APPELLANT,

V

ORDER

JACOB G. DAILEY, RESPONDENT-RESPONDENT.

CARA A. WALDMAN, FAIRPORT, FOR PETITIONER-APPELLANT.

SUSAN E. GRAY, CANANDAIGUA, ATTORNEY FOR THE CHILDREN.

Appeal from an order of the Family Court, Ontario County (Frederick G. Reed, A.J.), entered November 21, 2019 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition without prejudice.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs (*see Matter of Shelley H. v Melvin Jermaine R.*, 172 AD3d 638, 638 [1st Dept 2019]; *Kulhan v Courniotes*, 209 AD2d 383, 384 [2d Dept 1994]).

Entered: October 1, 2021

Ann Dillon Flynn
Clerk of the Court