

Matter of Baby Girl L. v Lunique L.

Motion No: 2026-02867

Slip Opinion No: 2026 NY Slip Op 71691(U)

Decided on July 02, 2026

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

Supreme Court of the State of New York
Appellate Division, First Judicial Department

Present – Hon. Dianne T. Renwick,
Sallie Manzanet-Daniels
Troy K. Webber
Peter H. Moulton
Tanya R. Kennedy,

Presiding Justice,

Justices.

In the Matter of

Baby Girl L.,

A Child Under the Age of 18 Years
Alleged to be Neglected and/or
Abused Under Article 10 of the
Family Court Act.

Administration for Children Services,
Petitioner-Respondent,

-against-

Lunique L.,
Respondent-Appellant.

Olivia Mendoza, Esq.,
Attorney for the Child.

Confidential

Motion No. 2026-02867

Case No. 2026-02270

Docket No. NN-08252/25

Respondent-appellant having moved for a waiver of costs, fees, and expenses on the appeal from an order of the Family Court, Bronx County, entered on or about March 23, 2026, and for assignment of counsel, a free copy of the transcript, and related relief,

Now, upon reading and filing the papers and the Certification of Greg Tolbert, Esq., dated May 15, 2026, and due deliberation having been had thereon, it is

Ordered that the motion is granted to the extent of (1) assigning, pursuant to County Law article 18-B and Family Court Act § 1120, Kenneth Tuccillo, Esq., 90 N. Broadway #312, Irvington, NY, 10533, Telephone No. 914-439-4843, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have

transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor, **within 30 days (FCA § 1121[7]) of service of a copy of this order upon the Clerk**; (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court; and (4) directing appellant to perfect this appeal, in compliance with section 1250.9 of the Practice Rules of the Appellate Division, **within 60 days** of the filing of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court. The Clerk of the Family Court shall transfer the record upon receipt of this order.**

Appellant, respondent, and the attorney for the child are directed to enter their initial information for electronic filing in the New York State Courts Electronic Filing System (NYSCEF) pursuant to section 1245.3 of the Electronic Filing Rules of the Appellate Division, and thereafter electronically file their respective briefs.

ENTERED: July 02, 2026

A handwritten signature in black ink, reading "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" being more prominent and the last name "Rojas" following in a similar style.

Susanna Molina Rojas
Clerk of the Court