

Matter of Peter L. v Darian M.

Motion No: 2024-04734

Slip Opinion No: 2025 NY Slip Op 61920(U)

Decided on February 04, 2025

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,
Tanya R. Kennedy
David Friedman
Bahaati E. Pitt-Burke
Marsha D. Michael,

Presiding Justice,

Justices.

In the Matter of a Proceeding for Custody
and/or Visitation Pursuant to
Article 6 of the Family Court Act.

Confidential

Motion No. 2024-04734

Case No. 2024-02546

Docket Nos. V-00620-23

V-00621-23

Peter L.,

Petitioner-Appellant,

-against-

Darian M.,
Administration for Children’s Services,
Respondents-Respondents.

Petitioner-appellant, pro se, having moved for a waiver of costs, fees, and expenses on the appeal from an order of the Family Court, New York County, entered on or about March 08, 2024, and for assignment of counsel, a free copy of the transcript, and related relief,

Now, upon reading and filing the papers with respect to the motion and petitioner-appellant’s pro se Affirmation in Support of the motion dated September 25, 2024, and due deliberation having been had thereon,

Ordered that the motion is granted to the extent of (1) assigning, pursuant to County Law article 18-B and Family Court Act § 1120, Bruce A. Young, Esq., 100 Church Street #800, New York NY 10007, Telephone No. 646-775-8994, 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 Clerk¹; (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: February 04, 2025



Susanna Molina Rojas
Clerk of the Court

¹ Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.