

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

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CAF 09-01164

PRESENT: SMITH, J.P., CARNI, LINDLEY, SCONIERS, AND PINE, JJ.

IN THE MATTER OF LISA A. KRAFT,
PETITIONER-APPELLANT,

V

MEMORANDUM AND ORDER

CANDICE ROUSSEAU, RESPONDENT-RESPONDENT.
(APPEAL NO. 2.)

CHERYL L. HITZEL, SPRING BROOK, FOR PETITIONER-APPELLANT.

THOMAS A. DEUSCHLE, LAW GUARDIAN, WEST SENECA, FOR BRANDON W.

DOMINIC PAUL CANDINO, LAW GUARDIAN, BUFFALO, FOR JAISON W.

Appeal from an order of the Family Court, Erie County (Marjorie C. Mix, J.H.O.), entered April 23, 2009 in a proceeding pursuant to Family Court Act article 6. The order dismissed the petition.

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

Same Memorandum as in *Matter of Rousseau v Kraft* (___ AD3d ___ [Apr. 30, 2010]).

Entered: April 30, 2010

Patricia L. Morgan
Clerk of the Court