

# *Michelle Irene Rosien, Esq.*

*P.O. Box 908*

*Philmont, New York 12565*

*(518) 929-3710*

*(518) 672-7658 telefax*

*Service by telefax not accepted*

July 2, 2015

PERSONAL AND CONFIDENTIAL

B. BB

[DSS provided address]

B. BB

[address on pre-calendar statement]

**Re: Your appeal of the [date], 2015 Permanency Hearing Order.**

Dear Ms. BB:

I am an attorney on the Assigned Counsel Panel of the Appellate Division, Third Department, and I have been assigned to represent you in your appeal of Judge C's Permanency Hearing Order and Order of Protection issued on [date], 2015, approving the permanency goal of placement for adoption for [the subject child] and directing visitation twice a month. As part of that assignment, I am enclosing two copies of a Statement of Client's Rights and Responsibilities which I am asking that you date and sign and then return one copy to me in the enclosed, self addressed stamped envelope. I am required to provide a copy of this statement to you and to have a signed copy in my files as proof of compliance with this requirement in order for me to move forward with your appeal.

Obviously I was not at your hearing so I am unfamiliar with the case. If something has changed since the entry of this Order, such as a new Order has been issued or you have decided not to go forward with this appeal for any reason, please let me know. In that case I may have to notify the Appellate Division that we are withdrawing the appeal.

At this time I have none of the underlying records or transcripts so I can not tell you what arguments I think we have in your case. I will be ordering those records/transcripts this week. However I do need to know what you want to do at this point. I am attaching a second page to this letter with a check off list and I am asking you to check off what direction you want me to go in your case. Then mail it back to me in the enclosed envelope with the copy of the Statement of Client's Rights. This will help me decide what direction we need to go in. I am also required by the rules of the Appellate Division to confirm that you still want to go forward before I can do much more work on this. You can always feel free to call me if you want to discuss the contents of this letter further. I know these are big decisions. I hope to hear from you soon.

Very truly yours,

Michelle I. Rosien

Enc.

\_\_\_\_\_ I no longer oppose the permanency hearing order and I want you to withdraw the appeal.

\_\_\_\_\_ I oppose the change in goal to placement for adoption and I want to appeal that issue.

\_\_\_\_\_ I oppose the visitation schedule and I want you to seek a better visitation schedule.

\_\_\_\_\_ I want you to argue that my attorney was not representing me effectively and that I should be represented by a different attorney.

\_\_\_\_\_ I have decided to surrender my parental rights to [the subject child] and I want you to withdraw the appeal.

My address and telephone number are: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Dated: July \_\_\_\_, 2015

\_\_\_\_\_  
B. BB