

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

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CAF 17-02167

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

IN THE MATTER OF MONICA ROHRBACK,
PETITIONER-APPELLANT,

V

ORDER

KENNETH MONACO, RESPONDENT-RESPONDENT.
(APPEAL NO. 1.)

CHARLES J. GREENBERG, AMHERST, FOR PETITIONER-APPELLANT.

Appeal from an order of the Family Court, Erie County (Kevin M. Carter, J.), entered August 9, 2017 in a proceeding pursuant to Family Court Act article 8. The order granted the motion of respondent to dismiss the petition.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (*see Matter of Whitney v Whitney* [appeal No. 3], 154 AD3d 1295, 1295 [4th Dept 2017]; *Matter of Orzech v Nikiel*, 91 AD3d 1305, 1306 [4th Dept 2012]).

Entered: June 14, 2019

Mark W. Bennett
Clerk of the Court