

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

958

CA 14-02263

PRESENT: SMITH, J.P., CARNI, LINDLEY, VALENTINO, AND DEJOSEPH, JJ.

IN THE MATTER OF THE PROCEEDINGS UNDER
ARTICLE 81, MENTAL HYGIENE LAW, FOR THE
APPOINTMENT OF A GUARDIAN FOR REGINA L.F.,
AN INCAPACITATED PERSON.

MEMORANDUM AND ORDER

LISA R., STEPHEN D.R., AND JOHN R.F.,
PETITIONERS-RESPONDENTS,

REGINA L.F., BY AND THROUGH HER GUARDIAN
CATHOLIC FAMILY CENTER, RESPONDENT-APPELLANT.
(APPEAL NO. 2.)

DUTCHER & ZATKOWSKY, ROCHESTER (MILES P. ZATKOWSKY OF COUNSEL), FOR
RESPONDENT-APPELLANT.

Appeal from an order of the Supreme Court, Monroe County (William P. Polito, J.), entered November 7, 2014 in a proceeding pursuant to Mental Hygiene Law article 81. The order removed Catholic Family Center as the guardian for the personal needs of Regina L.F., and reinstated the health care proxy of Regina L.F., dated April 13, 2000.

It is hereby ORDERED that the order so appealed from is unanimously reversed on the law without costs, and Catholic Family Center is reinstated as the personal needs guardian of the incapacitated person.

Same memorandum as in *Matter of Regina L.F.* ([appeal No. 1] ____ AD3d ____ [Oct. 9, 2015]).

Entered: October 9, 2015

Frances E. Cafarell
Clerk of the Court