

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

**745**

**CAF 14-01021**

PRESENT: SMITH, J.P., PERADOTTO, DEJOSEPH, TROUTMAN, AND SCUDDER, JJ.

---

IN THE MATTER OF FELICIA SMALL,  
PETITIONER-APPELLANT,

V

MEMORANDUM AND ORDER

ERIC PEARSON, SR., RESPONDENT-RESPONDENT.  
(APPEAL NO. 3.)

---

DAVID J. PAJAK, ALDEN, FOR PETITIONER-APPELLANT.

JENNIFER M. LORENZ, LANCASTER, FOR RESPONDENT-RESPONDENT.

JENNIFER PAULINO, ATTORNEY FOR THE CHILD, BUFFALO.

---

Appeal from an order of the Family Court, Erie County (Michael F. Griffith, A.J.), entered April 24, 2014 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 Thomas v Small* ([appeal No. 1] \_\_\_ AD3d \_\_\_ [Sept. 30, 2016]).

Entered: September 30, 2016

Frances E. Cafarell  
Clerk of the Court