

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

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**CAF 21-01180**

PRESENT: WHALEN, P.J., SMITH, CENTRA, LINDLEY, AND BANNISTER, JJ.

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IN THE MATTER OF MCKINLEY H.-W.

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GENESEE COUNTY DEPARTMENT OF SOCIAL SERVICES,  
PETITIONER-RESPONDENT;

MEMORANDUM AND ORDER

DANIEL W., RESPONDENT-APPELLANT.  
(APPEAL NO. 1.)

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CAITLIN M. CONNELLY, BUFFALO, FOR RESPONDENT-APPELLANT.

TINA M. KASPEREK, BATAVIA, FOR PETITIONER-RESPONDENT.

MELISSA A. CAVAGNARO, BUFFALO, ATTORNEY FOR THE CHILD.

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Appeal from an order of the Family Court, Genesee County (Thomas D. Williams, J.), entered August 4, 2021 in a proceeding pursuant to Family Court Act article 10. The order, among other things, adjudged that respondent had neglected the subject child.

It is hereby ORDERED that said appeal is unanimously dismissed without costs.

Same memorandum as in *Matter of McKinley H.-W. (Daniel W.)* ([appeal No. 2] – AD3d – [June 10, 2022] [4th Dept 2022]).

Entered: June 10, 2022

Ann Dillon Flynn  
Clerk of the Court