

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: October 26, 2006

99402

In the Matter of EVELYN B., a
Neglected Child.

CLINTON COUNTY DEPARTMENT OF
SOCIAL SERVICES,
Respondent;

MEMORANDUM AND ORDER

MELINDA E.,
Appellant.

Calendar Date: September 12, 2006

Before: Peters, J.P., Spain, Mugglin, Rose and Lahtinen, JJ.

Charles J. Keegan, Albany, for appellant.

Christine G. Berry, Clinton County Department of Social
Services, Plattsburgh, for respondent.

Aaron Turetsky, Law Guardian, Keeseville.

Mugglin, J.

Appeal from an order of the Family Court of Clinton County (Lawliss, J.), entered November 25, 2005, which, inter alia, granted petitioner's application, in a proceeding pursuant to Family Ct Act article 10, to extend the placement of respondent's child.

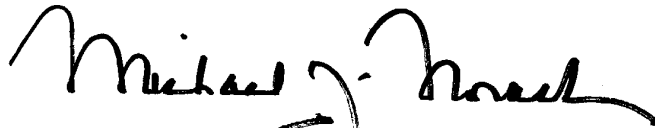
Family Court's previous order of derivative neglect of respondent's child was affirmed by this Court (Matter of Evelyn B. [Medinda E.], 30 AD3d 913 [2006]). Respondent's current appeal is from Family Court's subsequent order extending the

foster care placement of the child. As that order expired May 10, 2006, this appeal is moot (see Matter of Jolyssa EE. [Marie EE.], 28 AD3d 824, 825 [2006]; Matter of Senator NN. [Donna NN.], 21 AD3d 1187, 1188 [2005]; Matter of Marcel S. [Julie V.], 15 AD3d 808, 809 [2005]).

Peters, J.P., Spain, Rose and Lahtinen, JJ., concur.

ORDERED that the appeal is dismissed, as moot, without costs.

ENTER:



Michael J. Novack
Clerk of the Court