

297 A.D.2d 805
Supreme Court, Appellate Division,
Second Department, New York.

In the Matter of KEVIN A.
(Anonymous), respondent.
Corporation Counsel, appellant.

Sept. 30, 2002.

Attorneys and Law Firms

Michael A. Cardozo, Corporation Counsel, New York, N.Y.
([Larry A. Sonnenshein](#) and [Sharyn Rootenberg](#) of counsel),
appellant pro se.

*[807 Lewis S. Calderon](#), Jamaica, N.Y., for respondent.

Opinion

In a juvenile delinquency proceeding pursuant to Family
Court Act article 3, the Presentment Agency appeals from an

order of the Family Court, Kings County (Pearce, J.), dated
May 22, 2001, which dismissed the petition.

ORDERED that the order is affirmed, without costs or
disbursements.

The petition and supporting affidavit failed to set forth factual
allegations that, when viewed in the light most favorable
to the Presentment Agency, established each element of the
crimes charged (see [Family Court Act § 311.1](#); [Matter of
Jahron S.](#), 79 N.Y.2d 632, 584 N.Y.S.2d 748, 595 N.E.2d
823).

RITTER, J.P., [KRAUSMAN](#), [McGINITY](#) and [LUCIANO](#),
JJ., concur.

All Citations

297 A.D.2d 805, 747 N.Y.S.2d 806 (Mem), 2002 N.Y. Slip
Op. 06740