

SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
FOURTH JUDICIAL DEPARTMENT

Matter of Ahmilia M. (Thomas M.)

2026 NY Slip Op 02534 (4th Dep't 2026) · No. 185 CAF 24-01570 · Decided April 24, 2026

SUMMARY

The Appellate Division, Fourth Department unanimously affirmed an Onondaga County Family Court order determining that Thomas M. neglected the subject child in a proceeding under Family Court Act article 10. The court affirmed without costs and adopted the same memorandum as in the related appeal, Matter of Akeem M. (Thomas M.).

CASE DETAILS

COURT	Supreme Court of the State of New York, Appellate Division, Fourth Judicial Department
WRITING FOR THE COURT	Curran, J.P.; Montour, J.; Smith, J.; Ogden, J.; DelConte, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Fourth Judicial Department
DECIDED	April 24, 2026
DOCKET	185 CAF 24-01570
DISPOSITION	affirmed
PROCEDURAL POSTURE	Appeal from an order of the Family Court, Onondaga County, in a proceeding under Family Court Act article 10.
PRECEDENTIAL VALUE	Published appellate decision; the opinion is uncorrected and subject to revision before publication in the Official Reports.
PARTIES	Thomas M. v. Onondaga County Department of Children and Family Services

TOPICS

- family law procedure parental rights family law appellate procedure

PRACTICE AREAS

- family law child welfare appellate procedure

QUESTIONS PRESENTED

- 1. Whether Family Court's order determining that respondent neglected the subject child should be affirmed.

HOLDINGS

- 1. Family Court's order, including its determination that respondent had neglected the subject child, was affirmed.

FACTUAL BACKGROUND

The proceeding concerned the alleged neglect of a child by respondent Thomas M. The opinion states that Family Court determined that respondent had neglected the subject child. The Appellate Division resolved the appeal by affirming the order and incorporated the reasoning of a memorandum in a related appeal.

PROCEDURAL HISTORY

The Onondaga County Department of Children and Family Services commenced a Family Court Act article 10 proceeding concerning the subject child. Family Court entered an order on September 19, 2024, determining, among other things, that respondent had neglected the child. Respondent appealed, and the Appellate Division, Fourth Department, unanimously affirmed.

DISPOSITION

affirmed

CASES CITED

- Matter of Akeem M. (Thomas M.), appeal No. 1, — AD3d — (Apr. 24, 2026) (4th Dep't 2026)

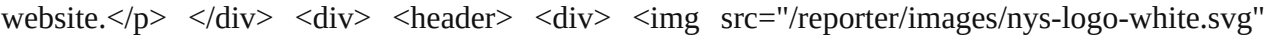
OPINION

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PER CURIAM.

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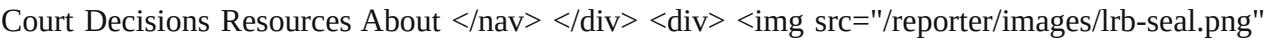
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Appellate Division, Fourth Department

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IN THE MATTER OF AHMILIA M. ONONDAGA
COUNTY DEPARTMENT OF CHILDREN AND FAMILY SERVICES, PETITIONER-
RESPONDENT;

THOMAS M., RESPONDENT-APPELLANT. (APPEAL NO. 2.)

Supreme Court of the State of New York, Appellate Division, Fourth Judicial
Department

Decided on April 24, 2026

185 CAF 24-01570

Present:
Curran, J.P., Montour, Smith, Ogden, And Delconte, JJ.

THOMAS L. PELYCH, HORNELL, FOR RESPONDENT-APPELLANT.

ROBERT A. DURR, COUNTY ATTORNEY, SYRACUSE (LISA S. CUOMO OF
COUNSEL), FOR PETITIONER-RESPONDENT.

ANDREW S. GREENBERG, SYRACUSE, ATTORNEY FOR THE CHILD.

Appeal from an order of the Family Court, Onondaga County (Christina F.
DeJoseph, J.), entered September 19, 2024, in a proceeding pursuant to Family Court Act article
10. The order, inter alia, determined that respondent had neglected the subject child.

[*1] It is hereby ORDERED that the order so appealed from is unanimously affirmed without
costs.

Same memorandum as in *Matter of Akeem M. (Thomas M.)* ([appeal No. 1]

— AD3d — [Apr. 24, 2026] [4th Dept 2026]).

Entered: April 24, 2026

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PER CURIAM.

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