

**SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
FIRST DEPARTMENT**

Matter of James G.

2020 NY Slip Op 07272 (N.Y. Ct. App. 2020) · No. D-3920/18 · Decided December 3, 2020

SUMMARY

The New York Appellate Division, First Department dismissed as moot an appeal from an order extending a juvenile delinquency respondent's placement with the Administration for Children's Services. The court held that the appellant had completed the placement, was not challenging the juvenile delinquency adjudication, and that the extension was otherwise procedurally proper and a provident exercise of discretion.

OPINION

PER CURIAM.

Matter of James G. (2020 NY Slip Op 07272) Matter of James G. 2020 NY Slip Op 07272 Decided on December 03, 2020 Appellate Division, First Department Published by New York State Law Reporting Bureau pursuant to Judiciary Law § 431. This opinion is uncorrected and subject to revision before publication in the Official Reports. Decided and Entered: December 03, 2020 Before: Renwick, J.P., Manzanet-Daniels, Mazzairelli, Singh, Scarpulla, JJ. Docket No. D-3920/18 Appeal No. 12519 Case No. 2020-00139 [*1]In the Matter of James G., a Person Alleged to be a Juvenile Delinquent, Appellant.

Presentment Agency. Dawne A. Mitchell, The Legal Aid Society, New York (Raymond E. Rogers of counsel), for appellant. James E. Johnson, Corporation Counsel, New York (Cynthia Kao of counsel), for presentment agency. Appeal from order, Family Court, Bronx County (Peter J. Passidomo. J.), entered on or about December 12, 2019, which granted on consent respondent's petition to extend appellant's placement with the Administration for Children's Services for an additional five and one-half month period, unanimously dismissed, without costs, as moot.

Because appellant has completed his placement, and because he is not challenging any juvenile delinquency adjudication, this appeal is moot (see e.g. Matter of Omari W., 104 AD3d 460 [1st Dept 2013]). We have considered and rejected appellant's arguments on the subject of mootness.

In any event, the extension of placement was not procedurally defective, and it was a provident exercise of discretion. THIS CONSTITUTES THE DECISION AND ORDER OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT. ENTERED: December 3, 2020

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