

**EXHIBIT E**

ACT

F.C.A. §§ 1039, 1058  
(Order-Adjournment in Contemplation of Dismissal)

Form 10-8  
(9/2006)

At a Term of the Family Court of the State of  
New York held in and for the County of Orange at  
Goshen, New York on August 16, 2010

P R E S E N T:

HON. ANDREW P. BIVONA  
Judge

IN THE MATTER OF

 TEITELBAUM  
TEITELBAUM

ORDER  
(ADJOURNMENT IN CONTEMPLATION  
OF DISMISSAL)  
AS TO MIRIAM TEITELBAUM

CHILDREN UNDER EIGHTEEN YEARS OF AGE  
ALLEGED TO BE NEGLECTED BY

DOCKET NO.: NN-2127/2128-10

MIRIAM TEITELBAUM  
JACOB TEITELBAUM

FF NO.: 55083

RESPONDENTS

The petition of Orange County Department of Social Services under Article 10 of the Family Court Act having been filed in this Court, alleging that the above-named children are:  neglected;

And the following interested party-intervenors were present and participated in the hearing: David Darwin, Esq., County Attorney, by Stephanie Bazile, Esq., of counsel, attorney for the Petitioner; Kim Pavlovic, Esq. of Children's Rights Society, Inc., attorney for the above-named children; Maria Patrizio, Esq. of Legal Aid Society of Orange County, Inc., attorney for the Respondent, Miriam Teitelbaum; John F. X. Burke, Esq., attorney for the Respondent, Jacob Teitelbaum; the Respondents, Jacob Teitelbaum and Miriam Teitelbaum, in person; and there having been no other appearances; and

The matter having duly come on for a fact-finding hearing before this Court and the Court having found on the basis of  the admission of Respondent: Miriam Teitelbaum that said Respondent committed the following act: ~~the Respondent: Miriam Teitelbaum, failed to provide adequate guardianship and supervision in that she failed to secure the children's medications;~~

Petitioner, Respondents and the children's attorney having consented that this proceeding be adjourned in contemplation of dismissal,

NOW THEREFORE,

IT IS HEREBY

ORDERED that the petition herein is adjourned in contemplation of dismissal as to the Respondent, Miriam Teitelbaum, until August 16, 2011 upon the following terms and conditions with a view to ultimate dismissal of the petition in furtherance of justice:

ORDERED that the Respondent, Miriam Teitelbaum, shall willingly accept supervision over her household by the Orange County Department of Social Services for a period of twelve (12) months; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall follow through with any and all recommendations of Petitioner's caseworkers, service providers and treatment providers; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall meet with Petitioner's caseworker in her home at least two (2) times per month; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall execute release of information forms in favor of the Orange County Department of Social Services, the law guardian and the Court; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall immediately notify Petitioner's caseworker of any change in her telephone number and/or address; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall keep all scheduled appointments with any and all service providers and Orange County Department of Social Services staff; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall attend Agency-approved parenting classes and maintain a minimum attendance rate of ninety (90%) percent of all scheduled sessions. The Respondent shall meaningfully participate in said parenting classes until successfully discharged; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall maintain a clean and sanitary home at all times; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall maintain stable, suitable and adequate housing for the subject children; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall undergo a mental health evaluation by an Agency-approved provider/facility and follow through with any and all recommendations made pursuant to said evaluation. In the event that treatment is recommended, the Respondent shall enroll in and meaningfully participate in said treatment sessions. The Respondent shall maintain a minimum attendance rate of ninety (90%) percent of all scheduled sessions until successfully discharged; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall properly supervise the subject children at all times and ensure that the subject children are never left unattended or with inappropriate caregivers; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall cooperate with the services of an intensive Family Development Specialist in her home; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall ensure that the subject children receive all necessary medical care and follow through with their doctor's recommendations; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall follow through with the Early Intervention and Committee for Preschool Education programs and shall follow through with any and all recommendations; and it is further

ORDERED that the subject children shall not be left alone with the Respondent father Jacob Teitelbaum; and it is further

ORDERED that the subject children shall only be placed in the care of D.S.S.-approved childcare providers; and it is further

ORDERED that the Respondent, Miriam Teitelbaum, shall have D.S.S.-supervised visitation with the subject children. Said visits shall occur on at least a weekly basis; and it is further

ORDERED that during the initial term of this Order and any extension thereof, the Respondent Miriam Teitelbaum shall provide the subject children with adequate food, clothing, shelter, guardianship, supervision, medical attention, education, safe transportation and all other basic needs of life; and it is further

ORDERED that if the proceeding has not been restored to the calendar and if no application for restoration is pending as of the expiration date of this order and if this order has not been extended, the child protective agency shall report to the Court, the children's attorney, the parties, their attorneys and the non-respondent parent on the status and circumstances of the children and family and any actions contemplated, if any, by the agency with respect to the children and family; and it is further

ORDERED that if the proceeding has not been restored to the calendar and if no application for restoration is pending as of the expiration date of this order and if this order has not been extended, the petition shall be deemed dismissed in furtherance of justice.

Dated: September 16, 2010

FILED IN THE OFFICE OF THE CLERK OF THE COURT  
JULIA M. GIBLIN, CLERK OF THE COURT  
150 NASSAU ST., 12TH FLOOR  
NEW YORK, NY 10038  
9/13/10

ENTER  
Andrew B. Vona  
Judge of the Family Court

PURSUANT TO §1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE CHILDREN'S ATTORNEY UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:

- Order mailed on [specify date(s) and to whom mailed]: 9/28/10 ACA
- Order received in court on [specify date(s) and to whom given]: \_\_\_\_\_

DOCKET NO.: NN-2127/2123-10

FF NO.: 55083

IN THE MATTER OF

TEITELBAUM & L. TEITELBAUM

CHILDREN UNDER EIGHTEEN YEARS OF AGE ALLEGED TO BE NEGLECTED BY

MIRIAM TEITELBAUM & JACOB TEITELBAUM

RESPONDENTS

PLEASE TAKE NOTICE:

- ( ) NOTICE OF ENTRY - that the within is a (certified) true copy of Order (Adjournment in Contemplation of Dismissal) as to Miriam Teitelbaum entered in the office of the clerk of the within named Court on \_\_\_\_\_, 2010
- (✓) NOTICE OF SETTLEMENT - that an Order of which the within is a true copy will be presented for settlement before a Judge of the within named Court at Family Court on September 13, 2010 at 9:00 a.m. No personal appearance is required. Written comments on the accuracy of this order must be received by the Court no later than the above notice of settlement date.

STATE OF NEW YORK, COUNTY OF ORANGE

ROBIN LEE MUTH, being sworn, says: I am not a party to the action, am over eighteen (18) years of age and reside at Montgomery, New York.

On September 1, 2010 I am serving a true copy of the annexed Order (Adjournment in Contemplation of Dismissal) as to Miriam Teitelbaum by mailing the same in a sealed envelope with postage prepaid thereon in a post office or official depository of the U.S. Postal Service within the State of New York, addressed to the last-known address of the addressee(s) as indicated below:

- Orange County Sheriff's Department, 110 Wells Farm Road, Goshen, NY 10924 (only if checked)
- (✓) Legal Aid Society of Orange County, Inc., Post Office Box 328, Goshen, NY 10924 (only if checked)
- Orange County Department of Social Services, 23 Hatfield Lane, Goshen, NY 10924
- Children's Rights Society, Inc., Law Guardian; 213 West Main Street, PO Box 1002, Goshen, NY 10924
- John F. X. Burke, Esq., 210 Main Street, POB 943, Goshen, NY 10924

Robin Lee Muth  
ROBIN LEE MUTH

Sworn to before me on September 1, 2010

Katherine A. Antonini

KATHERINE A. ANTONINI  
NOTARY PUBLIC, State of New York  
Qualified in Orange County  
No. 01BA5078298  
Commission Expires May 27, 2011

COUNTY ATTORNEY OF ORANGE COUNTY - FAMILY LAW DIVISION  
Attorney for ORANGE COUNTY DEPARTMENT OF  
SOCIAL SERVICES  
ORANGE COUNTY COURTHOUSE  
285 MAIN STREET  
GOSHEN, NEW YORK 10924



