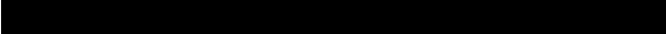


—NAZARIAN LAW—



Oswego County & Mailing Address
Onondaga County



April 26, 2017

Onondaga County Family Court
Clerk's Office
Onondaga County Courthouse
401 Montgomery Street
Syracuse, New York 13202

Re: *Michael J. Rotondo v. Angela C. Gasparini*
FF No. 24816; Doc. No. V-03531-11/17B&C

Dear Clerk of the Court:

With regard to the above-referenced matter, I am pleased to enclose for filing my motion to be relieved as attorney of record for Petitioner Michael J. Rotondo, made returnable *May 2, 2017 at 3:30 p.m.* By copy of this correspondence to all interested parties, I am serving them with same.

Please feel free to contact the undersigned to discuss this matter in further detail.

Respectfully yours,

A handwritten signature in cursive script.

Armen J. Nazarian

AJN/jmn
Enc.

cc: C.A.R. Salvatore Pavone, Esq. (via e-mail only)
Michael J. Rotondo (via e-mail only)
Dana Grillo, Esq. (via e-mail only)
Zachary L. Karmen, Esq. (via e-mail only)

STATE OF NEW YORK : COUNTY OF ONONDAGA
ONONDAGA COUNTY FAMILY COURT

In the Matter of a **Custody/Visitation** Proceeding **NOTICE OF MOTION**

File No. 24816
Doc. No. V-03531-11/17B&C

MICHAEL J. ROTONDO,

Petitioner,

-v-

ANGELA C. GASPARINI,

Respondent.

SIRS:

PLEASE TAKE NOTICE that upon the annexed Affirmation of Armen J. Nazarian, Esq., attorney for Petitioner Michael J. Rotondo, duly sworn to on the 26th day of April, 2017, a motion will be made on behalf of Attorney Nazarian, before Court Attorney Referee Salvatore Pavone, Esq., Onondaga County Family Court, Onondaga County Courthouse, 401 Montgomery Street, Syracuse, New York, on the 2nd day of May, 2017 at 3:30 p.m. to be relieved as Petitioner Rotondo's attorney of record, and for such other and further relief as the Court may find appropriate.

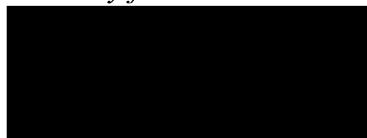
PLEASE TAKE FURTHER NOTICE that Answering Affidavits, if any, are to be served in accordance with relevant provisions of the Civil Procedure Law.

DATED: April 26, 2017
 Syracuse, New York

Respectfully submitted,
NAZARIAN LAW



BY: Armen J. Nazarian, Esq.
 Attorney for Petitioner



TO: Michael J. Rotondo (via e-mail only)
Dana Grillo, Esq. (via e-mail only)
Zachary L. Karmen, Esq. (via e-mail only)

CC: C.A.R. Salvatore Pavone, Esq. (via e-mail only)

File No. 24816
Doc. No. V-03531-11/17B&C

4. Without waiving any attorney/client privilege, and upon review of my file and my billing records, I hereby report to the Court that I have provided various services to the Petitioner to date including, but not limited to: meeting with Petitioner; learning the facts of the present case; reviewing a significant amount of documentation provided by the Petitioner; sharing my

legal opinion with him regarding several aspects of this case; providing Petitioner with Westlaw research outlining some of the legal concepts involved, as well as the law governing the issues before the Court.

5. Petitioner has expressed to me, in no uncertain terms, that he wishes to proceed *pro se*. After giving the Petitioner some time to reconsider and process the counsel that I have provided to him, his position has remained unchanged.

6. Petitioner has requested that I immediately move to withdraw as his counsel of record. Taking into account the conversations that I have had with him and the legal counsel that I have provided to him, I believe that he is making a knowing, intelligent and voluntary waiver of his right to further counsel, and that our attorney/client relationship has irrevocably broken down.

7. Due to the above, I am unable to effectively assist Petitioner as his assigned counsel. In fact, Petitioner has already begun proceeding *pro se*, most recently filing an amended petition on April 20, 2017 on his own, without my direct input or knowledge.

WHEREFORE, your Affirmant respectfully moves the Court for an Order relieving me as Petitioner's attorney of record, and for such other and further relief as the Court may find appropriate.

DATED: April 26, 2017
Syracuse, New York

Respectfully submitted,
NAZARIAN LAW



BY: Armen J. Nazarian, Esq.
Attorney for Petitioner

Telephone
Facsimile

At a term of the Family Court of the State of New York, held in and for the County of Onondaga at 401 Montgomery Street, Syracuse, New York 13202 on **May 2, 2017**.

PRESENT: **SALVATORE PAVONE, ESQ.**
COURT ATTORNEY REFEREE

In the Matter of a **Custody/Visitation** Proceeding
Under Article 6 of the Family Court Act

ORDER OF THE COURT

MICHAEL J. ROTONDO,

Petitioner,

v.

File No.: 24816
Docket No.: V-03531-11/17B&C

ANGELA C. GASPARINI,

Respondent.

The above-captioned matter having come before this Court on the motion of assigned counsel Armen J. Nazarian, Esq. for a Court Order relieving him as attorney of record for Petitioner Michael J. Rotondo, and Michael J. Rotondo having appeared represented by Armen J. Nazarian, Esq., and Angela C. Gasparini having appeared represented by Dana Grillo, Esq., and Zachary L Karmen, Esq. having appeared as attorney for the subject child;

And the Court having heard the respective contentions of the parties, and due deliberation having been had hereon;

NOW THEREFORE, upon examination and inquiry into the facts and circumstances of the case, it is hereby

ORDERED, that Attorney Nazarian's motion is GRANTED in all respects; and it is further

ORDERED, that Attorney Nazarian is hereby relieved as Petitioner Rotondo's attorney of record.

DATED: _____, 20__
Syracuse, New York

ENTER:

Salvatore Pavone, Esq.
Court Attorney Referee

Order entered and (mailed/e-mailed) on: _____, 20__ by _____

TO: Michael J. Rotondo
Dana Grillo, Esq.
Zachary L. Karmen, Esq.