

S.S.L. § 383-c, 384, 384-c

FAMILY COURT OF THE STATE OF NEW YORK  
COUNTY OF

Form SURR-1  
(Surrender– Notice of Proceeding for  
Approval of Judicial or Extra-judicial  
Surrender Instrument)  
(9/2006)

In the Matter of the Application for Approval  
of a Surrender Instrument Pursuant to Sections  
383-c or 384 of the Social Services Law Concerning

Docket No.

CIN#  
Child's Name:  
Date of Birth:

NOTICE OF PROCEEDING FOR  
APPROVAL OF  
 JUDICIAL  EXTRA-JUDICIAL  
SURRENDER INSTRUMENT

**TO:**

PLEASE TAKE NOTICE that the annexed petition requesting approval of an instrument of surrender concerning the above-named child has been presented to the Family Court of the State of New York, County, located at [specify address]:  
and that a hearing on the petition will be held on [specify date and time]:  
at which time you will have an opportunity to be heard.

PLEASE TAKE FURTHER NOTICE that you have the right to be represented by a lawyer and, if you are a custodial or non-custodial parent, guardian, grandparent, foster parent or other person having physical or legal custody of the above-named child and the Court finds that you are unable to pay for a lawyer, you have the right to have a lawyer assigned by the Court.

**FAILURE TO APPEAR MAY RESULT, WITHOUT FURTHER NOTICE, IN COURT APPROVAL OF THE SURRENDER INSTRUMENT AND TRANSFER OF CUSTODY AND GUARDIANSHIP OF THE CHILD TO A SOCIAL SERVICES OFFICIAL OR AUTHORIZED AGENCY FOR THE PURPOSE OF ADOPTION.**

**NOTICE TO ADJUDICATED, ACKNOWLEDGED OR IDENTIFIED FATHERS**, pursuant to Social Services Law §384-c:<sup>1</sup> You have a right to appear to present evidence to the Family Court relevant to the best interests of the child. Your failure to appear will be considered a denial of your interest in the child and may result, without further notice, in court approval of the surrender instrument and transfer of custody and guardianship of the child to a social services official or authorized agency for the purposes of adoption.

Dated:

\_\_\_\_\_  
Name of Attorney(s)

\_\_\_\_\_  
Attorney(s) for Petitioner:

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
Telephone Number

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<sup>1</sup> This notice paragraph applies to you IF you have: (i) been adjudicated the father by a court in New York State; (ii) been adjudicated the father elsewhere by a court order that has been filed with the national putative father registry; (iii) filed a timely notice of intent to claim paternity and have not revoked it; (iv) been identified as the father in the child's birth certificate or in a sworn written statement by the child's mother; (v) been openly living with the child's mother as the child's parent when the court proceeding was begun or the child was placed with the authorized agency; (vi) been married to the child's mother within six months after the child's birth and before execution of the surrender instrument; or (vii) filed an acknowledgment of paternity with the national putative father registry.