

At the Supreme Court of the State of
New York, held in and for the County
1 of _____ at the County
2 Courthouse, at _____, New
3 York, on the ____ day of _____.

4 **PRESENT: HON.** _____
Justice of the Supreme Court

Index No.:
_____ 5

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In the Matter of the Application for a Waiver of
Court Costs, Fees, and Expenses

Plaintiff 6

– against –

Defendant. 7

-----X

8 Upon the annexed affirmation of _____,

9 And it being alleged that said Plaintiff _____ has a
good cause of action or claim BASED UPON

10 ** DRL § 170 Subd. _____ - _____, and that he/she is unable to pay
the costs, fees, and expenses to prosecute this action, and that there is no other
person beneficially interested in the action, thereof

11 Now on motion of _____, Plaintiff, it is

**Insert the grounds for the divorce:

DRL §170(1) - cruel and inhuman treatment
DRL §170(2) - abandonment

DRL §170(3) - confinement in prison

DRL §170(4) - adultery
DRL §170(5) - living apart one year after separation decree or
Judgement of Separation
DRL §170(6) - living apart one year after execution of a separation
agreement
DRL §170(7) - irretrievable breakdown in relationship

12 **ORDERED**, that _____ is granted a waiver of court costs, fees
13 and expenses to prosecute this action against _____; and it
is further

ORDERED that any recovery by Judgment or Settlement in favor of Plaintiff shall
be paid the Clerk of the Court, to await distribution pursuant to court order; and it is
further

ORDERED that the Clerk of this Court is directed to make no charge for costs,
fees or expenses in connection with the prosecution of this action, including (1) certified
copy of the judgment.

14

ENTER

J.S.C