

FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF _____

REV. 6/10

Seventh Judicial District Family Court information: <http://www.nycourts.gov/courts/7jd/courts/family>

In the Matter of _____

FILE #: _____

_____, **PETITIONER**

DOCKET#: _____

FIRST M.I. LAST (DOB) (PERSON FILING)

PETITION FOR

ADDRESS:** _____

CUSTODY **VISITATION**

MODIFY FAMILY COURT ORDER

-AGAINST-

MODIFY ORDER OF ANOTHER COURT

RESPONDENT 1 (PERSON FILED AGAINST) _____

RESPONDENT 2 (PERSON FILED AGAINST) _____

FIRST M.I. LAST (DOB)

FIRST M.I. LAST (DOB)

ADDRESS:** _____

ADDRESS:** _____

**** Or indicate if address ordered to be confidential pursuant to Family Court Act §154-b(2) or Domestic Relations Law § 254. If requesting a confidential address, you must file a confidential address application (Form GF- 21).**

THE PETITIONER STATES THE FOLLOWING:

- The Relationship between the Petitioner and the Respondent is:
 - Spouse (date of marriage _____)
 - Former Spouse (date of divorce _____) Attach copy of Divorce Decree
 - Have child in common - never married
 - Petitioner is the Parent of (specify) _____
 - Other (specify) _____

- The children who are the subjects of this proceeding are:

NAME	DOB	SEX	LIVES WITH		
_____	/ /	M F	PET <input type="checkbox"/>	RESP 1 <input type="checkbox"/>	RESP 2 <input type="checkbox"/>
_____	/ /	M F	PET <input type="checkbox"/>	RESP 1 <input type="checkbox"/>	RESP 2 <input type="checkbox"/>
_____	/ /	M F	PET <input type="checkbox"/>	RESP 1 <input type="checkbox"/>	RESP 2 <input type="checkbox"/>
_____	/ /	M F	PET <input type="checkbox"/>	RESP 1 <input type="checkbox"/>	RESP 2 <input type="checkbox"/>

- The relationship of each party to the children named above is: (If you are a relative, state whether related to mother or father).

	<u>Mother</u>	<u>Father</u>	<u>Other</u>
Petitioner	<input type="checkbox"/>	<input type="checkbox"/>	_____
Respondent 1	<input type="checkbox"/>	<input type="checkbox"/>	_____
Respondent 2	<input type="checkbox"/>	<input type="checkbox"/>	_____

Note: If a custody or visitation proceeding is pending or an order of custody or visitation has been issued by a court outside of the State of New York, including a Native American Tribunal, or if the Respondents live outside the State of New York, the custody/visitation petition for proceedings under the *Uniform Child Custody Jurisdiction and Enforcement Act* (Form UCCJEA-1) should be used instead of this form.

4. Is Petitioner Respondent on active duty, deployed or temporarily assigned to military service?
 No Yes (If Yes - name military branch or National Guard unit, expected dates and location of duty and how such duty is likely to affect ability to exercise custody, if at all:

5. List where the child/children has/have lived in the past 5 years:

CHILD'S NAME	COUNTY/STATE	DURATION (from/to)
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6. List the name(s) of the person(s) with whom each child has lived during the past 5 years:

NAME	COUNTY/STATE	DURATION (from/to)
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IF THERE HAS NOT BEEN A CUSTODY OR VISITATION ORDER ISSUED IN ANY COURT, COMPLETE NUMBERS 7 AND 8, THEN SKIP TO THE INSTRUCTIONS ABOVE NUMBER 12.

7. The father of the child(ren) in this proceeding is (name) _____
The mother of the child(ren) in this proceeding is (name) _____
Paternity of the children was established as follows:

- Mother and Father were married at the time of conception or birth
 An Acknowledgment of Paternity signed on _____, _____, for _____ (attach copy)
 Court Order of Filiation: Docket No. _____ (attach copy of Order if not from this Court)
 PATERNITY HAS NOT BEEN LEGALLY ESTABLISHED
(If the category selected does not apply to all children, explain)

8. State why it would be in the best interest of the child(ren) for you to have custody or visitation:
(IF YOU NEED ADDITIONAL SPACE, PLEASE ASK FOR A CONTINUATION SHEET.)

13. Are you involved in any other proceeding in any other court? Yes No If Yes, explain:

A Final or Temporary **Order of Protection** has been issued against Respondent against me in the following proceeding(s) [specify criminal, matrimonial or Family Court, date of Order, next court date and status of case if available]

COURT ORDER DATE AGAINST ORDER EXPIRES NEXT COURT DATE

14. The Petitioner requests a Temporary Order of Protection [FCA 655] because:

15. The subject child(ren) is(are) is(are) not Native-American child(ren) subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963).

I ASK THE COURT TO ISSUE AN ORDER OF CUSTODY AND/OR VISITATION AND FOR ANY OTHER APPROPRIATE RELIEF.

DATED: _____

PETITIONER-signature

STATE OF NEW YORK:

VERIFICATION

PRINT NAME

COUNTY OF _____ :

Petitioner, being duly sworn, states: I have read this petition and its contents are true to my own knowledge, except to matters alleged to be on information and belief and, as to those matters, I believe them to be true.

Sworn to before me on

PETITIONER-signature

_____, 20____

(Deputy) Clerk of the Court,
Notary or Comm. Of Deeds