

SUPREME COURT OF STATE OF NEW YORK
COUNTY OF FULTON

_____ , Plaintiff (Petitioner)
v.
_____ , Defendant (Respondent)

AFFIDAVIT IN SUPPORT OF
APPLICATION FOR WAIVER
OF FILING AND SERVICE
FEES AND COSTS AND
TO PROCEED AS A POOR
PERSON

The undersigned, being duly sworn, says:

1. I am the plaintiff or petitioner in this case. This statement is made in support of my request (a) for waiver of the index number fee and/or any other filing and service fees and costs, and (b) to proceed in this case as a poor person.
2. I support myself and _____ others in my household.
3. My only source of income is (check one):
 - Public assistance
 - Social security/SSI
 - Other _____

4. The amount of income I receive each month is \$_____.

5. Check one of the items below:

I do not have a bank account.

I have a bank account with approximately \$_____ in the account.

6. I own the following property which has an estimated value as indicated: [IF NONE, WRITE "NONE"]

LIST PROPERTY

VALUE

_____	_____
_____	_____
_____	_____

7. I have no other savings, property or assets.

8. I am unable to pay the costs, fees and expenses necessary to assert my rights in this case.

9. No one else who is able to pay any required costs and fees has a beneficial interest in the results of this case.

10. The facts of my case are described in my court papers,
which are attached.

11. I have made no prior request for this relief in this case.

WHEREFORE, I request (a) that all fees relating to the
filing and service of this action or proceeding be waived, and
(b) that I be permitted to proceed in this case in all respects
as a poor person.

(Signature)

Sworn to before me

this ___ day of ___, 19___.

1
2
3
4
5

At the _____ Office
of the Supreme Court of the State
of New York, held in and for the
County of _____ at the
Courthouse, _____
_____, on the
____ day of _____, 19__

6 **PRESENT: HON.** _____
Justice of the Supreme Court
_____X

In the Matter of the Application of

7,8

Index No.: _____

Plaintiff,

-against-

POOR PERSON ORDER

9

Defendant.

_____X

10 Upon the annexed affidavit of _____, the verified complaint
11,12 sworn to on _____, 19__, and the certificate of _____
13 Esq., dated _____, 19__;

14 And it being alleged that said Plaintiff has a good cause of action or claim based upon:

And it being alleged 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,

15 Now on motion of _____, Plaintiff, it is hereby

16 ORDERED that _____ is permitted to prosecute this action as a poor

17 person against _____ and it is further

ORDERED that any recovery by judgment or settlement in favor of Plaintiff shall be paid to 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 or fees in connection with the prosecution of this case, including one certified copy of the judgment.

18 Dated: _____

ENTER:

19

J.S.C.