

**FAMILY COURT  
OF THE STATE OF NEW YORK  
COUNTY OF**

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**In the Matter of**

\_\_\_\_\_, **PETITIONER**

FIRST M.I. LAST

Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Phone # H: ( ) - W: ( ) -

**Docket #:** \_\_\_\_\_

**Family File #:** \_\_\_\_\_

**PATERNITY PETITION**

**Child's Name:** \_\_\_\_\_

**Date of Birth:** / /

**-AGAINST-**

\_\_\_\_\_, **RESPONDENT 1**

FIRST M.I. LAST

Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Phone # H: ( ) - W: ( ) -

\_\_\_\_\_, **RESPONDENT 2**

FIRST M.I. LAST

Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Phone # H: ( ) - W: ( ) -

Date of Birth: / /

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**THE PETITIONER, BEING DULY SWORN, ALLEGES THAT:**

1. The relationship of each party to the child is as follows:

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

2. The mother had sexual intercourse with the alleged father on \_\_\_\_\_ or during the period from \_\_\_\_\_ to \_\_\_\_\_ and as a result, the mother became pregnant.

3. The mother gave birth or expects to give birth on \_\_\_\_\_ to a  male  female child named or to be named \_\_\_\_\_.

4. If the child has been born, state the following and **attach a copy of the child's birth certificate**:

County of Birth: \_\_\_\_\_  
City and State of Birth: \_\_\_\_\_  
Hospital of Birth: \_\_\_\_\_  
Mother's Maiden Name: \_\_\_\_\_

5. At the time of conception or after, was the mother married to anyone?  Yes  No  
**If yes, provide husband's information as Respondent #2 on page 1 of this petition.** Put below the date of marriage. If there was a divorce, put when and in what court.

Name of Husband: \_\_\_\_\_  
Date of Marriage: \_\_\_\_\_  
Date of Divorce: \_\_\_\_\_  
Court: \_\_\_\_\_

6. For the individual you claim is the father of the child, state the following:

Father's Name: \_\_\_\_\_ Father's Date of Birth: \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
Father's Address: \_\_\_\_\_  
Father's Place of Birth: \_\_\_\_\_

7. State whether and, if so, how Respondent has admitted paternity (or acknowledged Petitioner's paternity) by such behavior as caring for the child, paying support, giving gifts, admissions in cards or letters or to other person.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. State whether you have previously filed a paternity petition involving this child. If so, state the date, the court, the results and **attach copies of any court orders or decisions**. If the Father's name is on the birth certificate or if he signed an affidavit at the hospital, **attach copies of those as well**.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. Is the child named here a Native American child covered by the Indian Child Welfare Act of 1978 (25 U.S.C. §1901-1963)?  Yes  No

10. a. Has any other individual been adjudicated the father of this child in this court, any other court (including Native American Court)?  Yes  No

If so, name the individual: \_\_\_\_\_

b. Has any other individual signed an Acknowledgment of Paternity?  Yes  No

If so, name the individual: \_\_\_\_\_

11. Check the box that applies to you:

- I have applied for child support services with the Department of Social Services.
- I am applying for child support enforcement services by filing this petition.
- I do not wish to apply for child support services.
- I am not eligible for child support enforcement services.

WHEREFORE, I ask the Court to issue a summons or warrant requiring Respondent to show cause why the Court should not enter a declaration of paternity, an order of support and any other relief as may be appropriate under the circumstances that the Court may find to be just and proper.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Attorney's Signature (if applicable)

\_\_\_\_\_  
Print Attorney's Name (if applicable)

### VERIFICATION

STATE OF NEW YORK    )  
COUNTY OF                    )

The Petitioner herein, 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.

\_\_\_\_\_  
Petitioner's Signature

Subscribed and Sworn to before me  
on \_\_\_\_\_.

\_\_\_\_\_  
(Deputy) Clerk of the Court,  
Notary Public or Comm. of Deeds

## NOTICE

**(1) COST OF LIVING ADJUSTMENT:** A COURT ORDER OF SUPPORT RESULTING FROM A PROCEEDING COMMENCED BY THIS APPLICATION (PETITION) SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN 24 MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. SUCH COST OF LIVING ADJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO BE HEARD BY THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHILD SUPPORT STANDARDS ACT.

**(2) ADJUSTMENT FOR CHILDREN RECEIVING FAMILY ASSISTANCE:** A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN 24 MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.

**(3) FAILURE TO NOTIFY SCU OF ADDRESS CHANGE:** WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.