

F.C.A §§1054, 10

(Child Protective – Petition for Extension of Supervision of Respondent and/or Release of Child to Respondent or Non-respondent Parent or Legal Custodian or Guardian) (6/2016)

FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF

In the Matter of

FAMILY FILE #:
CIN #
A Child Under Eighteen Years of Age to be
Neglected Abused by

Respondents

Docket No.
Family Unit No.
PETITION FOR EXTENSION OF
SUPERVISION OF RESPONDENT1
RELEASE OF CHILD TO
RESPONDENT
NON-RESPONDENT PARENT, LEGAL CUSTODIAN OR GUARDIAN

TO THE FAMILY COURT:

The undersigned Petitioner respectfully alleges upon information and belief that:

- 1. a. Petitioner, is the Commissioner of Social Services of County an agency duly authorized for the placement of children under Article 10 of the Family Court Act.
b. Petitioner's principal office is located at [specify], New York.

- 2. a. By order of this Court, dated [specify], the above-named child, who was born on [specify date], was found to be neglected abused severely abused repeatedly abused by [specify Respondent(s)]:

- b. An Order of Disposition, dated [specify], [Check all applicable boxes]:
placed Respondent [specify] under the supervision of [specify agency]: until [specify expiration date]: pursuant to Family Court Act §1057.

1 This form may be used where an order of supervision of the Respondent had been issued together with a release of the child to the Respondent or to a non-respondent parent pursuant to Family Court Act §§1054, 1057. It should NOT be used for an extension of an order of supervision of the Respondent issued together with an order of placement under Family Court Act §1055, since, if the child was placed, the order of supervision extends until the completion of the permanency hearing on the placement and may be continued along with the placement.

released the child to the following Respondent parent or other person legally responsible [specify]:

until [specify expiration date]: , pursuant to Family Court Act §1057.

released the child to the following Non-respondent parent or legal custodian<sup>2</sup> or guardian [specify]:

until [specify expiration date]: , pursuant to Family Court Act §1054.

c. [Check applicable boxes, if any]:

By order of this Court, dated [specify]: , the order of supervision of the Respondent was extended for a period of \_\_\_\_ months, terminating on [specify]:

By order of this Court, dated [specify]: , the order of release of the child was extended for a period of \_\_ months, terminating on [specify]:

d. The child currently resides with [specify]:

3. [Check applicable box(es)]:

Good cause exists for this Court to extend the period of supervision<sup>3</sup> of the Respondent for a period of \_\_\_\_ months, terminating on [specify date]: for the following reason(s) [specify]:

Good cause exists for this Court to extend the period of release<sup>4</sup> of the child to the  Respondent  Non-respondent parent or legal custodian or guardian, for a period of \_\_\_\_ months, terminating on [specify date]: for the following reason(s) [specify]:

4. No previous application has been made to any court or judge for this relief (except [specify; Check applicable box]: ).

WHEREFORE, Petitioner requests that this Court conduct a hearing, make a finding of good cause to extend the period of  supervision  release, enter an order extending the period of  supervision  release for a period of \_\_\_\_ months, pursuant to Section [check applicable box]:  1054  1057 of the Family Court Act, and grant such other and further relief as the Court deems appropriate, including, but not limited to, the following [specify]:

Dated: , .

\_\_\_\_\_  
Petitioner

\_\_\_\_\_  
Print or Type Name

\_\_\_\_\_  
Attorney, if any

<sup>2</sup> “Legal custodian” refers to an individual with an order of custody issued prior to, and separate from, the child protective proceeding. A release to such an individual is distinguished from a child placed in the custody of an individual pursuant to an order of custody issued under Article 6 and section 1055-b of the Family Court Act. Such a custody order results in the termination of all orders under Article 10 of the Family Court Act, would not be deemed a “release” of the child and would thus not be the subject of an extension petition.

<sup>3</sup> The total period of supervision, including the original period and any extensions, cannot exceed two years.

<sup>4</sup> The total period of release, including the original period and any extensions, cannot exceed two years.

Attorney's Name (print or type)

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

Attorney's Address and Telephone Number

VERIFICATION

STATE OF NEW YORK        )  
  ) ss.:  
COUNTY OF                    )

\_\_\_\_\_ being duly sworn, deposes and says: that (s)he is and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his/her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.

\_\_\_\_\_  
Petitioner

Sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
(Deputy)(Clerk of the Court)  
(Notary Public)