



Affidavit to Proceed as Poor Person Pursuant to CPLR 3408(b) in Residential Foreclosure Actions

POOR PERSON AFFIDAVIT
(06/2023)
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nycourthelp.gov

Supreme Court

County of _____

Plaintiff(s)
-against-

Defendant(s)

Index Number:

Mortgaged Premises Address:

State of New York, County of _____ ss.:

_____, being duly sworn, says:

- I am an unrepresented Defendant in this Residential Foreclosure action. This statement is made in support of my request for waiver of any filing and service fees and costs and to proceed in this case as a poor person.
- I support myself and _____ others in my household.
- My sources of income are: [Check all that apply]
Public Assistance
Social Security/SSI
Other (specify): _____
- The amount of income I receive each month is \$_____.
- [Select one of the following]
I do not have a bank account.
I have one or more bank accounts, totaling approximately \$_____ in the account(s).
- I own the following property which has an estimated value as indicated: [If none, write "NONE"]

Property	Value
	\$
	\$
	\$
	\$
	\$
	\$
	\$



- 7. I have no other savings, property or assets.
- 8. I am unable to pay the costs, fees and expenses necessary to defend my rights in this Residential Foreclosure 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. This is a Residential Foreclosure case in which I intend to assert defenses.
- 11. I have made no prior request for this relief in this case.
- 12. Pursuant to New York CPLR 1102(a): [Select one of the following]

I request that the Court, in its discretion, assign counsel to me to assist in my defense of this Residential Foreclosure action.

I DO NOT request that the Court, in its discretion, assign counsel to me to assist in my defense of this Residential Foreclosure action.

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

Signature in Presence of Notary

Sworn to before me this _____
 day of _____, 20____.

Notary Public