

At the Supreme Court of the State of New York, held in and for the County of _____ at the County Courthouse at _____, New York, on the ___ day of _____

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4 **PRESENT:** HON. _____
Justice of the Supreme Court

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5 In the Matter of the Application of _____ Index No.: _____

6 _____,
Plaintiff,

For Permission to Prosecute an Action as a Poor Person
-against-

POOR PERSON ORDER

7 _____,
Defendant.

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8 Upon the annexed affidavit of _____,

9 And it being alleged that said Plaintiff _____ has a good cause of
10 action or claim based upon **DRL § 170 subd. ____ - _____, and 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, thereof

11 **NOW** on motion of _____, Plaintiff, it is hereby

12 **ORDERED** that _____ is permitted to prosecute this action as a poor
13 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 action, including one (1) certified copy of the judgment.

ENTER:

14 _____
J.S.C.

**Insert the grounds for the divorce:

- | | |
|---|---|
| DRL §170(1) - cruel and inhuman treatment | DRL §170(4) - adultery |
| DRL §170(2) - abandonment | DRL §170(5) - living apart one year after separation decree or judgment of separation |
| DRL §170(3) - confinement in prison | DRL §170(6) - living apart one year after execution of a separation agreement |