F.C.A. §451 Form 4-25a

(Child Support -- Motion to Vacate for Lack of Service)

(1/2024)

FAMILY COURT OF THE STATE OF NEW YORK

COUNTY OF

...........................................................................................

In the Matter of a Proceeding under Article 4 of the DOCKET NO.

Family Court Act, [[1]](#footnote-1)

NOTICE OF MOTION Petitioner TO VACATE

FOR LACK OF SERVICE

-against-

Respondent

............................................................................................

TO:

PLEASE TAKE NOTICE that upon the annexed □ affirmation □ affidavit of [specify]:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_and upon all prior proceedings in this matter, a motion will be made to this Court at [specify address]: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

on [specify date]: , or as soon thereafter as the parties and counsel can be heard, for an Order vacating an order of child support on the ground of lack of service and for such other and further relief as to the Court may seem just and proper.

Dated:

Yours, etc.

Signature of Applicant

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

Print or type name

Address and Telephone No.[[2]](#footnote-2)

Signature of Attorney, if any

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

Print or Type Name

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

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

Address and Telephone No. of Attorney, if any

1. Use original caption of support proceeding. [↑](#footnote-ref-1)
2. Specify if address, telephone or other identifying information has been ordered to be kept confidential pursuant to Family Court Act §154-b. If your health, safety or liberty or that of your child or children would be put at risk by disclosure of your address or other identifying information, you may apply for an address confidentiality order by submitting General Form GF-21 to this Court. This form is available on-line at www.nycourts.gov . [↑](#footnote-ref-2)