

D.R.L. §113

[Applicable where the adoption petition was filed before a judge other than the Family Court Judge who heard the most recent Family Court proceeding. This form should be submitted by the Family Court judge who heard the most recent proceeding to the judge before whom the adoption is pending so that the latter judge can incorporate the determination into the Order Regarding Venue, Adoption Form 1-G]

Adoption Form 1-F
Determination of Family Court
Judge Regarding Venue)
8/2010

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF

.....
In the Matter of the Adoption of
A Child Whose First Name Is:

Docket No.
DETERMINATION OF
FAMILY COURT JUDGE
REGARDING VENUE

.....
I, [specify name]: _____, _____, a Judge of
the Family Court, _____ County, affirm the following:

- 1. I am the judge who presided over the following proceeding(s) in Family Court, _____ County, regarding [specify child's first name]:
 - surrender proceeding(s) regarding the child's birth mother birth father or other individual entitled to consent to the adoption.
 - termination of parental rights proceeding(s) regarding the child's birth mother birth father other individual entitled to consent to the adoption.
 - permanency hearing regarding the child on [specify date]:
 - other [specify, including date]:

- 2. This Court has notified the Petitioner and attorney for the child in the above Family Court proceeding(s) and has given them the opportunity to present facts and legal argument participate in the communication with the Court in which the adoption proceeding has been filed. Their positions regarding the venue of this adoption are as follows:
 - Petitioner [specify]:
 - Attorney for the child [specify]:

3. After communicating with the Court in which the adoption proceeding has been filed. and after consideration of the positions of the Petitioner and attorney for the child in the above Family Court proceedings, I have determined the following:

The adoption proceeding should be transferred to this Court forthwith, but in no event more than 35 days from the filing of the adoption petition;

OR

The adoption petition should be heard by the Court in which it has been filed.

4. The reasons for this determination are as follows [check applicable box(es); explain]:

Relative familiarity of each Court with the facts and circumstances regarding permanency planning for, and the needs and best interests of, this child [explain]:

Ability of the child’s attorney for the child [specify]: _____ to continue to represent the child in the adoption proceeding, if appropriate [explain]:

Relative convenience of each Court to the residence of the prospective adoptive parents [explain]:

Relative ability of each Court to proceed in the adoption proceeding expeditiously [explain]:

Other [explain]:

WHEREFORE, for the reasons stated above, I am requesting that the Court in which the adoption has been filed incorporate the above determination into an Order to be issued within 30 days of the filing of the adoption petition.

Signature of Affirmant

Affirmant’s Name (print or type)

Family Court Address and Telephone Number