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SURROGATE'S COURT OF THE STATE OF NEW YORK  
COUNTY OF \_\_\_\_\_X

In the Matter of a Parentage Proceeding Concerning  
\_\_\_\_\_

PARENTAGE PETITION –  
SURROGACY AGREEMENT

File No. \_\_\_\_\_

A Child conceived as a result of a Surrogacy Agreement.  
\_\_\_\_\_X

TO THE SURROGATE'S COURT, COUNTY OF \_\_\_\_\_,

It is respectfully alleged:

1. The name, relationship, domicile, interest and telephone number of the petitioner(s) are as follows:

a. Name: \_\_\_\_\_ Interest: \_\_\_\_\_

Domicile: \_\_\_\_\_  
(Street Address) (City/Town/Village)

(County) (State) (Zip) (Telephone Number)

Mailing address: \_\_\_\_\_  
(If different from domicile)

b. Name: \_\_\_\_\_ Interest: \_\_\_\_\_

Domicile: \_\_\_\_\_  
(Street Address) (City/Town/Village)

(County) (State) (Zip) (Telephone Number)

Mailing address: \_\_\_\_\_  
(If different from domicile)

2. [Check applicable box]  The person acting as the surrogate gave birth to the following child:  male  female  
 non-binary/other

Name: \_\_\_\_\_ (Date of Birth)

Address: \_\_\_\_\_ (City/Town/Village)

(County) (State) (Zip)

Who was born in \_\_\_\_\_ (County) (State)

OR

The person acting as the surrogate is now pregnant with a child who is expected to be born on or about  
\_\_\_\_\_ in \_\_\_\_\_ (County) (State)  
(specify date)

3. a. The following is the person acting as the surrogate:

Name: \_\_\_\_\_ (Date of Birth) \_\_\_\_\_  
Address: \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City/Town/Village) \_\_\_\_\_  
\_\_\_\_\_ (County) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

b. [Delete if inapplicable] The person acting as surrogate is married to \_\_\_\_\_ (specify name)

4. The person acting as the surrogate and the spouse, if any, of the person acting as surrogate, and the intended parent(s) knowingly and voluntarily executed a surrogacy agreement. A copy of the agreement is annexed to this petition.

5. I am/We are submitting this petition to request an order declaring the following

Name: \_\_\_\_\_ (Date of Birth) \_\_\_\_\_  
Address: \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City/Town/Village) \_\_\_\_\_  
\_\_\_\_\_ (County) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

Name: \_\_\_\_\_ (Date of Birth) \_\_\_\_\_  
Address: \_\_\_\_\_ (Street Address) \_\_\_\_\_ (City/Town/Village) \_\_\_\_\_  
\_\_\_\_\_ (County) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

to be the legal parent(s) of the child.

6. [Check all that apply]

- At the time that the surrogacy agreement was executed, the following intended parent(s), \_\_\_\_\_, had resided in New York State for at least six months:
- At the time that the surrogacy agreement was executed, the person acting as surrogate had resided in New York State for at least six months.

7. The following attorneys, \_\_\_\_\_, representing the intended parent(s) and the following attorneys, \_\_\_\_\_, representing the person acting as surrogate (and spouse, if applicable) have certified that the surrogacy agreement complies with Part 4 of Article 5-C of the Family Court Act. Copies of the attorneys' certifications are annexed to this Petition.

8. Annexed to this petition is/are a statement from all parties to the surrogacy agreement that they knowingly and voluntarily entered into the surrogacy agreement and that they are jointly requesting an order/judgment/decree of parentage.

9. Upon information and belief:

a. no individual has been adjudicated as a parent of this child, either in this court, or any other court, including a Native-American court, except \_\_\_\_\_.

(specify)

b. no individual has signed an Acknowledgement of Parentage admitting parentage of this child except \_\_\_\_\_.

(specify)

10. Upon information and belief, the subject child  is  is not a Native American child who may be subject to the *Indian Child Welfare Act of 1978* (25 U.S.C. §§ 1901-1963).

11. No prior application has been made to any Court for the relief requested herein.

WHEREFORE, your petitioner(s) respectfully requests that this court issue an order/judgment/decree and declaration of parentage, an order that the intended parent(s) is/are the legal parent(s) of the child and that the person acting as surrogate and her spouse (if applicable) is/are not a legal parent(s) and such other and further relief as may be appropriate under the circumstances.

Dated: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Petitioner)

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Signature of Petitioner)

\_\_\_\_\_  
(Print Name)

VERIFICATION

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

\_\_\_\_\_, being duly sworn deposes and says that I am the petitioner above named. I have read the foregoing petition and the same is true of my own knowledge except as the matters therein stated to be alleged upon information and belief and as to those matters, I believe them to be true.

Sworn to before me this

\_\_\_\_\_ day of \_\_\_\_\_ 20\_\_

\_\_\_\_\_  
(Signature of Petitioner)

\_\_\_\_\_  
Notary Public  
Commission Expires:  
(Affix Notary Stamp or Seal)

\_\_\_\_\_  
(Print Name)

Signature of Attorney: \_\_\_\_\_

Print Name: \_\_\_\_\_

Firm Name: \_\_\_\_\_ Tel.No.: \_\_\_\_\_

Address of Attorney: \_\_\_\_\_  
(e-mail address)