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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 –
ASSISTED REPRODUCTION

File No. _____

A Child conceived as a result of Assisted Reproduction.

-----X
TO THE SURROGATE'S COURT, COUNTY OF _____,

It is respectfully alleged:

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

- a. Name: _____ child parent participant person with a claim to parentage social services official or other governmental agency representative authorized by law to act for an individual who would otherwise be entitled to maintain a proceeding but who is deceased, incapacitated or a minor other individual with claim to parentage [specify] _____.

Domicile: _____
(Street Address) (City/Town/Village)

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

Mailing address: _____
(If different from domicile)

- b. Name: _____ gestating intended parent non-gestating intended parent

Domicile: _____
(Street Address) (City/Town/Village)

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

Mailing address: _____
(If different from domicile)

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

Name: _____ (Date of Birth)

Address: _____ (City/Town/Village)

(Street Address) (County) (State) (Zip)

Name: _____ (Date of Birth)

Address: _____ (City/Town/Village)

(Street Address) (County) (State) (Zip)

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

3. [Check applicable boxes]

- a. The gestating intended parent became pregnant as a result of assisted reproduction and gave birth to the following child:
 male female non-binary/other

Name: _____ (Date of Birth)

Address: _____ (Street Address) _____ (City/Town/Village)

_____ (County) _____ (State) _____ (Zip)

Who was born in _____ (County) _____ (State)

- b. The gestating intended parent became pregnant as a result of assisted reproduction and is now pregnant with a child who is expected to be born on or about _____ in _____.
(specify date) (County) (State)

4. An intended parent has been a resident (s) of New York State for a period of at least six months

OR

- The child was born in New York State within 90 days of the filing of this petition.
 will be born in New York State within 90 days of the filing of this petition.

5. The intended parent(s) both consented to assisted reproduction.

6. Check applicable boxes for court to consider proof of a donor's donative intent pursuant to Section 581-202 of the Family Court Act:

- [Known donor]** The child was conceived with a gamete or embryo from a known gamete or embryo donor(s).
 A record from the donor acknowledging the donation and confirming that the donor has no parental or proprietary interest in the gametes or embryos. Said record is signed by both the donor and the gestating intended parent and is attached hereto.

OR

- The following constitutes evidence for the court to consider that the donor has no parental or proprietary interest in the gametes or embryos [specify evidence]: _____.

- [Anonymous donor or where gametes or embryos have previously been released to a gamete or embryo storage facility or in the presence of a healthcare practitioner].** The child was conceived with a gamete or embryo released to a storage facility or healthcare practitioner.

- A statement or documentation from the storage facility or healthcare practitioner that the embryo or gamete was donated anonymously or previously released to the facility or practitioner is attached hereto.

OR

- The following constitutes evidence for the court to consider that the donor intended the donation to be anonymous or previously released the embryo or gamete to a storage facility or healthcare practitioner [specify evidence]: _____.

7. [Check applicable boxes]

Petitioner 1a: I have have not acknowledged parentage on the Public Health Law form.
Petitioner 1b: I have have not acknowledged parentage on the Public Health Law form.

- No other person has acknowledged parentage on the Public Health Law form.

8. Upon information and belief, 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)

9. 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).

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

WHEREFORE, I am requesting that this Court issue an order/judgment/decree and declaration of parentage, an order that the embryo or gamete donor is not a legal parent 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 _____)
COUNTY OF _____) ss.:
_____)

_____, 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)