

DO NOT ATTACH anything to this Petition, **except** for the following:
 - continuation pages for explanations to questions
 - items specifically required by the petition
 - items the Judge has directed you to provide

**FAMILY COURT
 OF THE STATE OF NEW YORK
 COUNTY OF**

In the Matter of

_____, **PETITIONER**
 FIRST M.I. LAST

Docket #: _____
Family File #: _____

Address: _____

Phone # H: () - W: () -

PETITION FOR
 CUSTODY
 VISITATION

-AGAINST-

_____, **RESPONDENT 1***
 FIRST M.I. LAST

Address: _____ Phone # H: () -
 _____ W: () -

_____, **RESPONDENT 2**
 FIRST M.I. LAST

Address: _____ Phone # H: () -
 _____ W: () -

THE PETITIONER, BEING DULY SWORN, STATES THAT:

- Respondent #1 is: my spouse my former spouse my parent
 we have a child in common other _____
- Respondent #2 is: my spouse my former spouse my parent
 we have a child in common other _____
- The relationship of each party to the child(ren) named below is:

	<u>Mother</u>	<u>Father</u>	<u>Other</u>
Petitioner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Respondent #1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Respondent #2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

*** Both parents must be parties to this proceeding. If Petitioner is not a parent, then both parents must be named as Respondents. If Petitioner is a parent, then the other parent must be named as a Respondent, in addition to any other person named.**

4. The children who are the subjects of this proceeding are:

<u>NAME</u>	<u>LIVES WITH</u>	<u>DOB</u>
_____	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	____ / ____ / ____
_____	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	____ / ____ / ____
_____	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	____ / ____ / ____
_____	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	____ / ____ / ____

If any of these children currently live outside New York State, or have lived outside New York State at any time, you must fill out the "UCCJEA Affidavit".

5. If you and the Respondent are married, separated or divorced, state the date of each event and **attach a copy of the Separation Agreement or Stipulation and Divorce Judgment.**

Married: ____ / ____ / ____
 Separated: ____ / ____ / ____
 Divorced: ____ / ____ / ____

If you do not attach a copy of your Separation Agreement or Stipulation and Divorce Judgment, your petition may be dismissed.

6. Paternity was established by: Marriage Court Order Affidavit signed at birth.

If paternity was established by Affidavit or an Order of filiation from another court, you must attach a copy to this petition or it may be dismissed.

7. State who has physical custody of the child(ren) and how and when custody was obtained:

8. State why it would be in the best interest of the child(ren) for you to have custody. (**Attach additional sheets if needed.**)

9. State if there have been any other petitions for custody or visitation of these children and, if so, the date, the court and the results. (**Attach additional sheets if needed.**)

10. Petitioner Respondent Neither Party is on active duty in the military.
11. To my knowledge, there is is not a Neglect or Abuse concerning the child(ren) pending in this court another court. (Identify other court: _____)
12. Is any child named here a Native American child covered by the Indian Child Welfare Act of 1978 (25 U.S.C. §1901-1963)? Yes No

WHEREFORE, I ask the Court to grant the relief I have requested and for other appropriate relief.

Dated: _____

Petitioner's Signature

Print Name

Attorney's Signature (if applicable)

Print Attorney's Name (if applicable)

VERIFICATION

STATE OF NEW YORK)
COUNTY OF _____)

The Petitioner herein, being duly sworn, states: I have read this petition and its contents are true to my own knowledge, except to matters alleged to be on information and belief and, as to those matters, I believe them to be true.

Petitioner's Signature

Subscribed and Sworn to before me
on _____.

(Deputy) Clerk of the Court,
Notary Public or Comm. of Deeds