

At a term of the Family Court of the
State of New York, held in and for
the County of _____,
at _____ New York,
on _____, _____.

P R E S E N T:

Hon.
Judge

.....
In the Matter of

Docket No.

A Child under Eighteen Years of Age
Alleged to be (Abused)(and)(Neglected) by

PETITION (Violation of
Order of Disposition)

Respondent(s)
.....

**NOTICE: PLACEMENT OF YOUR CHILD IN FOSTER CARE MAY RESULT IN
YOUR LOSS OF YOUR RIGHTS TO YOUR CHILD. IF YOUR CHILD
STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS,
THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO
TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE
END OF THE 15-MONTH PERIOD.**

TO THE FAMILY COURT:

The undersigned Petitioner respectfully alleges that:

1. Petitioner is [specify]:
.

2. The above-named child(ren) (was)(were) adjudicated to be [check applicable box(es)]:
 neglected abused severely abused repeatedly abused within the meaning of Article
10 of the Family Court Act.

3. An Order of Disposition was issued by this Court, dated [specify]:
requiring the following Respondent(s) [specify]: _____ to comply with the terms and
conditions of an Order of [check applicable box(es)]:

Suspended Judgment Protection Supervision Placement.

3. Under the terms of the Order, the following terms and conditions were imposed upon [specify Respondent(s)]: _____, the parent(s) person(s) legally responsible for the care of the child(ren) [specify]:

4. (Upon information and belief) The following Respondent(s) [specify]: _____ willfully and without just cause, violated the terms and provisions of the Order in that [specify provision(s) of order violated and nature of violation]:

5. [Check applicable box(es), if any]:
 (Upon information and belief) On [specify date]: _____, the child(ren) were temporarily removed on an emergency basis from the care of the following Respondent(s) [specify]:

(Upon information and belief) The child(ren) should be removed from the care of the following Respondent's [specify]: _____ in order to prevent imminent risk to the child(ren)'s life or health on the basis of the following facts and for the following reasons [specify]:

6. [Required if removal or continued removal of children is requested]:
a. (Upon information and belief) Continuation in the child(ren)'s home would be contrary to the best interests of the child(ren) because [specify facts and reasons, including specific documents or evidence supporting findings]:

This assertion is based upon the following information [check applicable box(es)]:

- Report of Suspected Child Abuse or Neglect
- Uniform Case Review, dated [specify]:
- Summary of the Uniform Case Record, dated [specify]:
- Service Plan, dated [specify]:
- The report of [specify]: _____, dated [specify]:
- Other [specify]:

b. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the child(ren) from the home [check applicable box and state reasons as indicated]:

were made as follows [specify]:

were not made but the lack of efforts was appropriate [check all applicable boxes]:

because of a prior judicial finding pursuant to F.C.A. §1039-b that the Petitioner was not required to make reasonable efforts to reunify the child(ren) with the Respondent(s) [specify date of finding]:

because [specify other reasons]:

were not made.

This determination is based upon the following information [check applicable box(es)]:

Report of Suspected Child Abuse or Neglect

Uniform Case Review, dated [specify]:

Summary of the Uniform Case Record, dated [specify]:

Service Plan, dated [specify]:

The report of [specify]: , dated [specify]:

Other [specify]:

c. Based upon the investigation conducted by the Commissioner of Social Services, [Check applicable box(es), if any]:

The following person is a suitable person related to the child(ren) with whom the child(ren) may appropriately reside [specify]:

Such person: seeks approval as a foster parent in order to provide care for the child(ren);

wishes to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein.

There is no suitable person related to the child(ren) with whom the child(ren) may appropriately reside.

d. Imminent risk to the child(ren) would would not be eliminated by the issuance of a temporary order of protection or order of protection directing the removal of [specify]: from the child(ren)'s residence.

7. No previous application has been made to any court or judge for the relief herein requested (except [specify]):

WHEREFORE, Petitioner requests that the Order of [check applicable box(es)]:

? Suspended Judgment ? Protection ? Supervision ? Placement
be revoked and the Court make such other and further disposition under Article 10 of the Family
Court Act as it may deem proper.

Dated _____, _____.

 Petitioner

 Print or Type Name

 Signature of Attorney, if any

 Attorney's Name (print or type)

 Attorney's Address and Telephone Number

VERIFICATION

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

being duly sworn, deposes and says:

That (s)he is
and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has
read the foregoing petition and knows the contents thereof; that the same is true to (his/her) own
knowledge except as to those matters therein stated to be alleged upon information and belief, and
that as to those matters (s)he believes it to be true.

—

Petitioner

Sworn to before me this
day of

(Deputy)(Clerk of the Court)
(Notary Public)

