

Instrument)

12/97

At a term of the Family Court of the
State of New York, held in and for the
County of _____,
at _____ New York
on _____, 19____.

P R E S E N T:

Hon.
Judge

In the Matter of the Application for Approval
of a Surrender Instrument concerning

Docket No.

ORDER APPROVING
OR DENYING
SURRENDER
INSTRUMENT
(CHILD NOT IN
FOSTER

CARE) Pursuant to Section 384 of the
Social Services Law

The petition of _____ an authorized agency dated the
_____ day of _____, 19____, having been filed requesting Court approval of an
instrument of surrender executed on the _____ day of _____, 19____,
committing the guardianship of the person and custody of _____, a child
under the age of eighteen years to _____, an authorized agency and
(parents) (guardians) having been duly served with notice of this proceeding and having (personally)
appeared before this Court with (out)(by) counsel, (failed to appear) (having by instrument consented to
the jurisdiction of this Court, and having waived service of the petition and notice of proceeding and the
Court having dispensed with such service); (and a law guardian having been appointed to represent the
child) and
The matter having duly come on for a hearing before this Court, and the Court, after hearing the proof
and testimony offered in relation to the case, being satisfied that the (parent(s)) (guardian(s)) executed
such instrument knowingly and voluntarily,

NOW THEREFORE, it is

ORDERED that the petition herein is hereby (GRANTED) (DENIED), and the instrument dated _____, executed by _____, is hereby (approved) (disapproved); and it is further

ORDERED that the transfer of custody and guardianship to the Petitioner is hereby approved; [Applicable if surrender instrument approved; delete if inapplicable] (and it is further

ORDERED that a copy of this Order shall be served (personally) (by certified mail) by the Petitioner upon the (parent(s)) or (guardian(s)) who executed the aforesaid instrument of transfer. Such service shall be made within _____ days from the date hereof, together with a notice of the terms and conditions, if any, under which the custody and guardianship of such child may be returned to the (parent(s)) (guardian(s)). [Delete inapplicable provisions]

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE LAW GUARDIAN UPON THE APPELLANT, WHICHEVER IS EARLIEST.

ENTER

J.F.C.

Dated: _____, 19 ____ .

Check applicable box:

- Order mailed on [specify date(s) and to whom mailed]: _____
- Order received in court on [specify date(s) and to whom given]: _____