

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\_\_\_\_.

PRESENT :

Hon.  
Judge

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In the Matter of

Docket No.

A Person Alleged to be a  
Juvenile Delinquent,

ORDER OF  
ADJOURNMENT IN  
CONTEMPLATION OF  
DISMISSAL

Respondent.

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(The petition of \_\_\_\_\_ under Article 3 of the Family Court  
Act, sworn to on \_\_\_\_\_, 19\_\_\_\_, having been filed in this Court) (An order of removal pursuant  
to Article 725 of the Criminal Procedure Law, deemed to be a petition in accordance with section 311.1  
of the Family Court Act, having been duly filed with this Court on \_\_\_\_\_, 19\_\_\_\_,) alleging that  
the above named Respondent is a juvenile delinquent and

Notice having been duly given to Respondent and (Respondent's parent (s) (person legally  
responsible for the child's care) pursuant to section 330.3 of the Family Court Act; and

Respondent (having appeared by counsel) (Respondent (not) having appeared) before this  
Court to answer said petition [delete inapplicable provision]; and

(Respondent having voluntarily, intelligently and knowingly admitted in open court that (s) he

\_\_\_\_\_, the Court,

after hearing the proof and testimony offered in relation to the case, finds beyond a reasonable doubt

that the Respondent did the following act (s):

and

that the petition should be adjourned in contemplation of dismissal in furtherance of justice;)

(Respondent having denied the allegations of the petition, the Court, after hearing the proof and testimony offered in relation to the case, finds that the petition should be adjourned in contemplation of dismissal in furtherance of justice;)

(Respondent having denied the allegations of the petition and the matter having duly come on for a fact-finding hearing before this Court, the Court, after hearing the proof and testimony offered in relation to the case, finds beyond a reasonable doubt that the respondent did the following acts (s):

, and

that the petition should be adjourned in contemplation of dismissal in furtherance of justice;)

NOW, upon motion of the (Court) (Respondent) (Presentment Agency), it is

ORDERED, that the petition herein be and the same hereby is adjourned in contemplation of dismissal, until \_\_\_\_\_, 19\_\_\_\_, upon the following terms and conditions<sup>1</sup> with a view to ultimate dismissal of the petition in furtherance of justice:

. (and it is further)

(ORDERED that the probation service shall (supervise Respondent's compliance with the terms and conditions of this order) (report to the court (orally) (in writing) (on [specify date]: the day of \_\_\_\_\_, 19\_\_\_\_, and every \_\_\_\_\_ thereafter) concerning respondent's compliance with the terms and conditions of this order.)<sup>2</sup> (and it is further)

(ORDERED

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<sup>1</sup>See Appendix A.

<sup>2</sup>See FCA §315.3 and 22 NYCRR 205.24

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:

APPENDIX A  
PERMISSIBLE TERMS AND CONDITIONS  
OF ORDER ADJOURNING A PROCEEDING  
IN CONTEMPLATION OF DISMISSAL  
(22 NYCRR 205.24)

1. attend school regularly and obey all rules and regulations of the school;
2. obey all reasonable commands of the parent or other person legally responsible for the respondent's care;
3. avoid injurious or vicious activities;
4. abstain from associating with named individuals;
5. abstain from visiting designated places;
6. abstain from the use of alcoholic beverages, hallucinogenic drugs, habit-forming drugs no lawfully prescribed for the respondent's use, or any other harmful or dangerous substance;
7. cooperate with a mental health or other appropriate community facility to which the respondent is referred;
8. restore property taken from the complainant or victim or replace property taken from the complainant or victim, the cost of said replacement not to exceed \$1,500.
9. repair any damage to, or defacement of, the property of the complainant or victim, the cost of said repair not to exceed \$1,500;
10. cooperate in accepting medical or psychiatric diagnosis and treatment, alcoholism or drug abuse treatment or counseling services and permit an agency delivering that service to furnish the court with information concerning the diagnosis, treatment or counseling;
11. abstain from disruptive behavior in the home and in the community;
12. abstain from any act which if done by an adult would be an offense;
13. comply with such other reasonable terms and conditions as may be permitted by law and as the court shall determine to be necessary or/appropriate to ameliorate the conduct which gave rise to the filing of the petition.