

F.C.A. §§ 413, 416, 424, 425;
SSL§ 111-g

Form 4-1
(Support)
12/97

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF

.....
In the Matter of Petition for an Order
Upon an Agreement of Support, between

Docket No.

(Commissioner of Social Services, Assignee
on behalf of _____, Assignor)

_____ Petitioner,
S.S.# (Assignor)
-against-
_____ Respondent.

PETITION
(For an Order Upon
Support Agreement)

S.S.#
.....

The Petitioner shows that:

1. Petitioner (resides at) (official address is) _____ and the Respondent resides at _____
2. Petitioner and Respondent have entered into a written agreement for the support of _____

<u>Name</u>	<u>Age</u>	<u>Date of Birth</u>	<u>Social Security Number</u>
Spouse:			

Child(ren):

in the amount of [specify]: _____ . A true copy of said agreement for support is attached hereto and made a part hereof, which agreement contains a provision stating that the parties have been advised of the provisions of section 413, subdivision 1, of the Family Court Act.

3. Petitioner and Respondent have consented to the entry of an order by this Court upon the agreement for support.

4. No previous application has been made to any court or judge for the relief requested herein (except _____).

5. Petitioner: [alternative allegations; delete inapplicable clauses]

(a: has made application for child support services with the local Department of Social Services)

(b: hereby makes application for child support enforcement services by the filing of this petition)

(c: does not wish to make application for child support services)

(d: is not eligible for child support enforcement services). [Petitions seeking only spousal support are ineligible for child support enforcement services].

WHEREFORE, the Petitioner prays that the agreement of support annexed to this petition be approved and confirmed pursuant to Article 4 of the Family Court Act and that an order of support upon the agreement be entered by this Court and that respondent be required to exercise the option of additional coverage for health insurance in favor of (his)(her) spouse and child(ren) above-named.

NOTE: (1) A COURT ORDER OF SUPPORT RESULTING FROM A PROCEEDING COMMENCED BY THIS APPLICATION (PETITION) SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. SUCH COST OF LIVING ADJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO BE HEARD BY THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHILD SUPPORT STANDARDS ACT.

(2) A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.

(3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF

VERIFICATION IN PROCEEDING
BY GOVERNMENTAL AGENCY

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 herein 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 19 .

(Deputy) Clerk of the Court
Notary Public