

F.C.A. §565
S.S.L. §111-k

Form 5-4a
(Order-Challenge to
Testing Directive)
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 _____.

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF _____

PRESENT: Hon. _____
Judge

.....
In the Matter of a Paternity Proceeding Involving

Docket No. _____

Name of Child

**ORDER ON MOTION
TO CHALLENGE
GENETIC MARKER
OR DNA TESTING
DIRECTIVE**

Name of Mother

Name of Alleged Father

**NOTICE: 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 THE APPELLANT IN COURT, 30 DAYS
AFTER SERVICE BY A PARTY OR THE LAW GUARDIAN UPON THE
APPELLANT, OR 35 DAYS FROM THE DATE OF MAILING OF THE
ORDER TO APPELLANT BY THE CLERK OF THE COURT,
WHICHEVER IS EARLIEST.**

A motion having been filed by

_____ challenging the Genetic Marker or DNA testing
directive concerning _____ a child born out of wedlock

to _____

on _____; and

Notice of such motion having been given to (specify) _____
_____ social services official) and the parties having (not) appeared before this
court;

NOW, after examination into the facts and circumstances of this matter, and the
Court having found that it (is in the best interests of the child to require the parties to submit to
the administration and analysis of such test) (is not in the best interests of the child on the basis
of _____

to require the parties to submit to the administration and analysis of such test); it is hereby

[Delete inapplicable provision]:

ORDERED, that the motion of _____ is
hereby granted and _____ shall not be required to submit to the
administration and analysis of a Genetic Marker or DNA tests;

);and it is further

ORDERED, that the motion of _____ is hereby denied and ____
_____ shall be required to submit to
the administration and analysis of a Genetic Marker or DNA tests

);and it is further

ORDERED,

ENTER

J.F.C.

Dated: _____, 19 .

Check applicable box: