

F.C.A. § 516-a;
S.S.L. II 1-k;
P.H.L.4135-b

Form 5-5
(Order-Vacate
Acknowledgment
of Paternity)
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 _____

PRESENT:

Hon. _____
Judge

In the Matter of a Petition to Vacate an Acknowledgment
of Paternity

Docket No.

SS# _____ Petitioner,

-against-

SS# _____ Respondent.

ORDER ON PETITION
TO VACATE
ACKNOWLEDGMENT
OF PATERNITY

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

A petition having been filed by the above-named Petitioner to vacate the
acknowledgment of paternity executed on (specify date) _____ by both
parties concerning _____ a child born out of wedlock to
(mother's name) _____ on _____
;and

Notice of such petition having been given to the (mother)(local Social Services District) (and other legal guardian of the child), and the parties having appeared before this Court;

NOW , after examination and inquiry into the facts and circumstances of this case,(and the Court having determined that _____ is not the father of the above-named child) (and the Court having determined that _____ is the father of the above-named child); it is hereby

[Delete inapplicable provisions]:

(ADJUDGED and DECLARED that _____ is (not) the father of said child; _____); and it is further

ORDERED that the Petitioner's request to vacate the acknowledgment of paternity is hereby is (granted) (denied); _____); and it is further

(ORDERED that a copy of this order shall be immediately provided to the registrar of the district in which the child's birth certificate is filed and to the putative father registry operated by the Department of Temporary and Disability Assistance pursuant to Section 372-c of the Social Services Law; _____); and it is further

(ORDERED that the issue of support is hereby referred to a Hearing Examiner for final determination pursuant to Sections 439 and 439-a of the Family Court Act; _____); and it is further

ORDERED

ENTER

J. F. C.

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]: _____