

SUPREME COURT OF THE STATE OF NEW YORK

COUNTY OF _____

-----X

In the Matter of the Application of

_____,

Plaintiff.

For Permission to Prosecute as a Poor Person

- against -

_____,

Defendant.

-----X

STATE OF NEW YORK }

ss:

COUNTY OF _____ }

Index No.: _____

**AFFIDAVIT IN SUPPORT OF
APPLICATION TO PROCEED
AS A POOR PERSON**

_____, being duly sworn, says:

1. I reside at _____ in the City, Town or Village of _____, County of _____, State of New York, and I have resided in the State of New York for the past _____ years.

2. I am about to commence a lawsuit for divorce. This lawsuit is based upon **DRL §170 _____ - _____.

3. My sole source of income is: _____

I earn \$ _____ per _____.

4. My property and its value are as follows:

5. I make this application pursuant to Section 1101 of the Civil Practice Law and Rules upon the ground that I am unable to pay costs, fees and expenses necessary to pursue my case and am unable to obtain the funds to do so, and unless an order is entered relieving me from the obligation to pay, I will be unable to prosecute my case.

12 6. No other person is beneficially interested in the recovery sought herein.

13 7. No previous application for the same or similar relief has been made by me in this case except:

_____ .

WHEREFORE, I respectfully ask for an order permitting me to prosecute an action as a poor person.

The foregoing statements have been carefully read by the undersigned who states that they are true and correct.

14

Plaintiff

Subscribed and sworn to
before me on

NOTARY PUBLIC

**Insert the grounds for the divorce:

- | | |
|---|---|
| DRL §170(1) - cruel and inhuman treatment | DRL §170(4) - adultery |
| DRL §170(2) - abandonment | DRL §170(5) - living apart one year after separation decree or judgment of separation |
| DRL §170(3) - confinement in prison | DRL §170(6) - living apart one year after execution of a separation agreement |

