F.C.A. §§ 413, 416, 424, 425; SSL§ 111-g [NOTE: Personal Information Form 4-5/5-1-d, containing social security numbers of parties and dependents, must be filed with this Petition]	Form 4-1 (Support–Petition for an Order Upon Support Agreement) 8/2010
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, -against-	PETITION (For an Order Upon Support Agreement)
Respondent	
The Petitioner respectfully alleges that: 1. Petitioner (resides at) (official address is)[specify]: and the Respondent resides at	
2. Petitioner and Respondent have entered into a written agreement Name Age Date of Birth Spouse: Child(ren):	nt for the support of
in the amount of [specify]: attached hereto and made a part hereof, which agreement contains a provision been advised of the provisions of section 413, subdivision 1, of the Family C	
3. Petitioner and Respondent have consented to the entry of an ordagreement for support.	der by this Court upon the
4. Petitioner: [check applicable box]: ☐ has applied for child support services with the local Department of So ☐ is now requesting child support services by the filing of this Petition. ² ☐ has continued to receive child support services after the public assistance.	

¹ Unless the Court has ordered the address to be confidential on the ground that disclosure would pose an unreasonable health or safety risk. *See* Family Court Act §154-b; Form 21 (available at www.nycourts.gov).

²Pursuant to Section 111-g of the Social Services Law, signing this petition is deemed to be an application for child support enforcement services.

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- \square does not wish to make application for child support services.
- \Box is not eligible for child support enforcement services). [Petitioners seeking <u>only</u> spousal support are ineligible.]
- 5. Respondent \square had \square did not have a prior order of support that was payable through the Support Collection Unit.
- 6. No previous application has been made to any judge or court, including a Native American tribunal, or is presently pending before any judge or court, for the relief requested in this petition (except

WHEREFORE, the Petitioner requests 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 above-named child(ren).

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 THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.

Petitioner
Print or type name
Signature of Attorney, if any
Attorney's Name (Print or Type)
Attorney's Address and Telephone Number