Form 4-11b (Affidavit in Support of of Modification of Support) 8/2010

FAMILY COURT OF THE COUNTY OF	STATE OF NEW YORK	
In the Matter of a Proceedin Article 4 of the Family Cou	~ 11	
-against-	Petitioner,	AFFIDAVIT IN SUPPORT OF MODIFICATION OF SUPPORT
		Family File No.: Docket No.
	Respondent.	
STATE OF NEW YORK	)	
COUNTY OF	)ss. )	
	, beir	ng duly sworn, deposes and states the following
order made in the $\Box$	this affidavit in support of the IFamily Court Supreme Court I reside at [specified].	
2. The support order □ spouse and child(r	•	or the support of $\square$ child(ren) $\square$ spouse
3 Upon information	on and belief, I am seeking m	odification because [check applicable box]:
☐ There have been to was made:	the following substantial char	nges in circumstances since the support order
☐ Incre	ased needs of the children [s	pecify]:

<sup>1.</sup> Family Court Act §451 provides that "no hearing shall be required unless such application [to modify] shall be supported by affidavit and other evidentiary material sufficient to establish a prima facie case for the relief requested."

<sup>2.</sup> 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 <a href="www.nycourts.gov">www.nycourts.gov</a>).

		Needs of the children	that are not being met [specify]:	
		Change in the ability	of the payor to pay support [specify]:	
		Other [specify]: <sup>3</sup>		
		ss the parties have specifically agreed otherwise in a validly executed agreement of ation, three years have passed since the order was entered, last modified or ted. <sup>4</sup>		
	stipu	Unless the parties have specifically agreed otherwise in a validly executed agreement or stipulation, there has been a change in either party's gross income by fifteen percent or more since the order was entered, last modified or adjusted [state basis]: <sup>5</sup>		
Dated:				
			Signature of Petitioner	
Sworn to before me this day of		is	Print or type name	
(Deputy) (Chic		c of Court		
			Signature of Attorney, if any	
			Attorney's Name (Print or Type)	
			Attorney's Address and Telephone Number	

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If incarceration is the basis for alleging substantial change in circumstances, so state and indicate whether or not the incarceration resulted from a charge and/or conviction for nonpayment of child support or an offense against the custodial parent or child who is the subject of the child support order. See Family Court Act §451(2)(a); Domestic Relations Law §236B(9)(b)(2)(i).

This ground only applies to original or modified support orders entered on or after October 13, 2010.

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