

F.C.A. §448; Art. 5-B
C.P.L.R.5241, 5242 (a)
[NOTE: Personal Information Form 4-5/5-1d,
containing social security numbers of parties and
dependents, must be filed with this Petition]

Form 4-8b
(Petition to Correct
Income Execution)
8/2010

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF

.....
In the Matter of a Proceeding for Support Under

Article _____ of the Family Court Act¹

Docket No.

Petitioner,

PETITION TO
CORRECT INCOME
EXECUTION FOR
SUPPORT
ENFORCEMENT

-against-

Respondent.

.....
TO THE FAMILY COURT:

The undersigned _____ respectfully alleges that:

1. a. _____ is a creditor as defined in
C.P.L.R. Section 5241 (a) (3), who resides at ² OR whose official address is [specify]: _____

b. _____ is a debtor as defined in
C.P.L.R. Section 5241 (a) (2) who resides at _____

2. On [specify date]: _____, an Income Execution for Support Enforcement
was issued by the Sheriff Clerk of the _____ Court, _____ County,
Attorney for the creditor against the debtor that required [specify]: _____
an employer income payor, to deduct certain sums from income due or thereafter due the
debtor under Order of Support dated _____ by the _____
Court of _____ County, State of New York.

¹Use caption as in original support proceeding.

² 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).

[Delete if inapplicable]:

3.a. (Upon information and Belief) The Income Execution for Support Enforcement contains a defect, irregularity, error or omission, in that _____

and should be corrected as follows: _____

b. The Income Execution for Support Enforcement contains a mistake of fact as defined in C.P.L.R Section 5241(a)(8) in that: _____

and should be corrected as follows: _____

4. 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, applicant requests an order correcting said (defect, irregularity, error or omission) (mistake of fact) other and further relief as the law provides.

Applicant

Print or Type name

Signature of Attorney, if any

Attorney's Name (Print or Type)

Dated: _____, _____ .

Attorney's Address and Telephone Number