

F.C.A. §524, 531-a, Art. 5-B
(To Be Used for Service Upon Husband
or Former Husband Of Mother of Child/Children

Form 5-1-b
(Summons - Paternity-
Non-party Spouse or Former
Spouse)
8/2010

Alleged to Be Born Out of Wedlock)

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF _____

In the Matter of (a Proceeding)(Proceedings)
under Article _____ of the Family Court Act

Commissioner of Social Services, Assignee
on behalf of _____, Assignor

Docket No. _____

Petitioner

SUMMONS
(Non-Party Spouse or
Former Spouse)

-against-

Respondent,

IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK
TO: _____,

who resides or is found at: _____, who is alleged to
have been married to [name] _____ at the time she conceived a child out of wedlock,

(A Petition) (Petitions) under Article _____ of the Family Court Act having been filed with this
Court, and annexed hereto,

YOU ARE HEREBY SUMMONED to appear before this court at _____
_____, New York, on _____, __, at _____ o'clock in the
_____ noon of that day to show cause why a declaration of paternity, order of filiation, order of
support and other and further relief requested in the petition should not be made.

Clerk of the Court

Dated: _____, ____.

NOTICE: Pursuant to Section 531-a of the Family Court Act, you may qualify to testify by telephone, audio-
visual means or other electronic means if you reside in a county in New York State not contiguous to the
Family Court in which the matter will be heard, if you are incarcerated and do not expect to be released within a
reasonable period of time after the scheduled date or if you will suffer an undue hardship by appearing in court.
The five counties of New York City are treated as one county for purposes of this section. If you wish to
request permission, you must submit Form 4-24/5-16/UIFSA-10, which you may obtain from the Family Court
or on the internet at www.courts.state.ny.us.

NOTICE: Family Court Act §154(c) provides that petitions brought pursuant to Articles 4, 5, 6, 8 and 10 of the
Family Court Act, in which an order of protection is sought or in which a violation of an order of protection is
alleged, may be served outside the State of New York upon a Respondent who is not a resident or domiciliary
of the State of New York. If no other grounds for obtaining personal jurisdiction over the Respondent exist
aside from the application of this provision, the exercise of personal jurisdiction over the Respondent is limited
to the issue of the request for, or alleged violation of, the order of protection. Where the Respondent has been
served with this summons and petition and does not appear, the Family Court may proceed to a hearing with

respect to issuance or enforcement of the order of protection.