

F.C.A. §565
S.S.L. §111-k

Form 5-4a
(Order-Challenge to
Testing Directive)
1/2026

At a Term of the Family Court of the
State of New York, held in and for
the County of _____,
at _____,
New York, on _____.

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF _____

PRESENT: Hon. _____
Judge

.....
In the Matter of a Paternity Proceeding Involving

Docket No. _____

Name of Child

Name of Mother

Name of Alleged Father

**ORDER ON MOTION
TO CHALLENGE
GENETIC MARKER
OR DNA TESTING
DIRECTIVE**

**NOTICE: PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN
APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF
RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM
THE DATE OF MAILING OR ELETRONIC TRANSMISSION OF THE
ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS
AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD
UPON THE APPELLANT, WHICHEVER IS EARLIEST.**

A motion having been filed by _____
_____ challenging the Genetic Marker or DNA testing
directive concerning _____ a child born out of wedlock
to _____
on _____; and

Notice of such motion having been given to (specify) social services official) and the parties having (not) appeared before this court;

NOW, after examination into the facts and circumstances of this matter, and the Court having found that it (is in the best interests of the child to require the parties to submit to the administration and analysis of such test) (is not in the best interests of the child on the basis of _____

_____ to require the parties to submit to the administration and analysis of such test); it is hereby

[Delete inapplicable provision]:

ORDERED, that the motion of _____ is hereby granted and _____ shall not be required to submit to the administration and analysis of a Genetic Marker or DNA tests;

);and it is further

ORDERED, that the motion of _____ is hereby denied and shall be required to submit to the administration and analysis of a Genetic Marker or DNA tests

);and it is further

ORDERED,

ENTER

Judge of the Family Court

Dated: , .

Check applicable box:

Order mailed, emailed or electronically transmitted on [specify date(s) and to whom sent]: _____

Order received in court on [specify date(s) and to whom given]: _____