

FAMILY COURT OF THE STATE OF NEW YORK  
COUNTY OF

.....  
In the Matter of a Parentage Proceeding Concerning

[Child's name]:

Family File No.

A child conceived as a result of Assisted Reproduction

Docket No.  
PARENTAGE PETITION-  
ASSISTED REPRODUCTION

Petitioner(s)

.....  
TO THE FAMILY COURT:

The undersigned respectfully alleges that:

1. [check applicable box(es)]:
  - a. Petitioner #1: I am the [check one]:
    - Gestating or pregnant parent
    - Other intended parent
    - Gamete or embryo donor
    - Child
    - Representative of child
    - Representative of deceased or incapacitated individual
    - Social services official or government agency
    - Other individual with claim to parentage [specify]:
  - b. [Delete if Inapplicable] Petitioner #2: I am the [check one]:
    - Gestating or pregnant parent
    - Other intended parent

2. [Check applicable box]:

- The gestating intended parent gave birth to the following
  - male  female  non-binary/other child:

Name:
Date of Birth:
Address <sup>1</sup> :

- who was born in [specify County and State where the child was born]:

- The gestating intended parent is now pregnant with a child, who is expected to be born on or about [specify date]: \_\_\_\_\_ in [specify County and State where the child is expected to be born]: \_\_\_\_\_

3.  I am  We are submitting this petition to request an order declaring the following to be the legal parent(s) of the child:

Name:	Name:
Date of Birth:	Date of Birth:
Address <sup>1</sup> :	Address <sup>1</sup> :

4.  The  Gestating Intended Parent  Other Intended Parent has/have been a resident(s) of New York State for a period of at least six (6) months.

OR

- The child:  was born in New York State within 90 days of the filing of this petition.
- will be born in New York State within 90 days of the filing of this petition.

5.  The intended parents both consented to assisted reproduction on the basis of the following record and/or evidence [See attached consent(s)]

6. At any time between the child’s conception and birth, the Gestating Intended Parent

- was not married to a person who is not an intended parent
- was married to the following, who is not an intended parent:

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<sup>1</sup> Unless ordered confidential pursuant to Family Court Act § 154-b because disclosure would pose an unreasonable risk to the health or safety of the petitioner. See forms GF-21 and 21a, available at [www.nycourts.gov](http://www.nycourts.gov).

Name:
Date of Birth:
Address:

The gestating intended parent and their spouse are living separate and apart pursuant to a decree or judgment of separation or pursuant to a written separation agreement.

[Attach the separation decree or judgment or separation agreement.]

The gestating intended parent and their spouse had been living separate and apart for at least three years prior to the child's conception.

7. [Gamete or Embryo donation. Check applicable boxes]

[Known Donor] The child was conceived with a gamete or embryo from a known gamete or embryo donor(s).

A record from the donor, signed by both the donor and the gestating parents, indicating that the donor has no parental or proprietary interest in the gamete or embryo, is attached hereto;

OR

The following constitutes clear and convincing evidence that that the donor has no parental or proprietary interest in the gamete or embryo [specify evidence]:

[Anonymous embryo or gamete donor or embryo or gamete released to storage facility or healthcare practitioner] The child was conceived with a gamete or embryo released to a storage facility or healthcare practitioner.

A statement or documentation from the storage facility or healthcare practitioner that the embryo or gamete was donated anonymously and previously released to the facility or practitioner is attached hereto;

OR

The following constitutes clear and convincing evidence that the donor intended the donation to be anonymous or previously released the embryo or gamete to a storage facility or healthcare practitioner [specify evidence]:

8. [Check applicable box(es), if any; if not, SKIP to 7]:

Petitioner #1  has  has not acknowledged parentage on the Public Health Law form.

Petitioner #2  has  has not acknowledged parentage on the Public Health Law form.

No other person has acknowledged parentage on the Public Health Law form (except) [specify]:

9. Upon information and belief, no individual has been adjudicated as a parent of this child, either in this court, or any other court, including a Native-American court; and no individual has signed an Acknowledgment of Parentage admitting parentage for this child, (except) [specify]:

10. No previous application has been made to any court or judge for the relief herein requested (except [specify]):

WHEREFORE,  I am  we are requesting that this Court issue a judgment and declaration of parentage, an order that the embryo or gamete donor is not a legal parent and such other and further relief as may be appropriate under the circumstances.

\_\_\_\_\_  
Petitioner #1: signature/ Print or type name

\_\_\_\_\_  
Petitioner #2: signature/ Print or type name

\_\_\_\_\_  
Signature of Attorney, if any

\_\_\_\_\_  
Attorney's Name (Print or Type)

\_\_\_\_\_  
Attorney's Address and Telephone Number

Dated: \_\_\_\_\_, \_\_\_\_\_ .

VERIFICATION

I am the Petitioner in the above-entitled proceeding and affirm this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the above statements are true to my own knowledge, except as to those matters stated to be alleged on information and belief and as to those matters I believe them to be true. I understand that this document may be filed in an action or proceeding in a court of law.

\_\_\_\_\_  
Petitioner #1

\_\_\_\_\_  
Print or type name

\_\_\_\_\_  
Signature of Attorney, if any

\_\_\_\_\_  
Attorney's Name (Print or Type)

\_\_\_\_\_  
Attorney's Address and Telephone Number

Dated:

VERIFICATION

I am the Petitioner in the above-entitled proceeding and affirm this \_\_\_ day of \_\_\_\_\_, \_\_\_\_, under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the above statements are true to my own knowledge, except as to those matters stated to be alleged on information and belief and as to those matters I believe them to be true. I understand that this document may be filed in an action or proceeding in a court of law.

\_\_\_\_\_  
Petitioner #2

\_\_\_\_\_  
Print or type name

\_\_\_\_\_  
Signature of Attorney, if any

\_\_\_\_\_  
Attorney's Name (Print or Type)

\_\_\_\_\_  
Attorney's Address and Telephone Number

Dated: