

At a term of the Family Court of the  
State of New York, held in and for the  
County of \_\_\_\_\_,  
at \_\_\_\_\_, New York  
on \_\_\_\_\_.

P R E S E N T:

Hon.  
Judge

\_\_\_\_\_  
In the Matter of the Commitment of  
Guardianship and Custody pursuant  
to § 384-b of the Social Services Law of

Docket No.

ORDER DISMISSING  
PETITION

CIN #  
A Child under the Age of Eighteen Years

\_\_\_\_\_  
A petition under (Section 384-b of the Social Services Law) (Article 6, Part I of the Family Court  
Act) dated the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, having been filed in this Court alleging  
that

\_\_\_\_\_  
and summons(s) having been duly issued and duly served upon [specify]:

and notice having been duly given to all proper parties hereto; and the child having been represented  
by an attorney for the child,

And the matter having duly come on for a hearing; and

Respondent [specify]:

having  appeared  with counsel  without counsel  waived counsel  not  
appeared;

Respondent [specify]:

having  appeared  with counsel  without counsel  waived counsel  not  
appeared;

**[Required in ALL cases; check applicable boxes and attach General Form GF-32, if applicable]:**

And the Court having inquired as to whether the child may be a Native-American child who may be subject to the *Indian Child Welfare Act of 1978* [25 U.S.C. 1901-1963], subject to the ultimate determination by the tribe or nation, the Court has determined the following:

A.  the Court has reason to believe that the child may be subject to the *Indian Child Welfare Act of 1978* [25 U.S.C. 1901-1963], subject to the ultimate determination by the tribe or nation;

And the following having been duly notified [check applicable box(es)]:

parent/custodian       tribe/nation [REQUIRED]

United States Secretary of the Interior [REQUIRED if tribal contact undetermined];

And the tribe/nation having:  appeared and participated as a party;

appeared and declined to assume jurisdiction;

appeared and requested transfer of jurisdiction, which was  granted  denied;

not appeared;

And the required findings of fact and conclusions of law having been made pursuant to the *Indian Child Welfare Act* and **General Form GF-32** having been attached in an Addendum to this Order.

**OR**

B.  the Court does not have reason to believe that the child may be subject to the *Indian Child Welfare Act of 1978* [25 U.S.C. 1901-1963].

The Court, after hearing the proofs and the testimony offered in relation to the case finds and it is hereby

ORDER AND ADJUDGED that the allegations of the petition herein have not been established as required by law; and it is therefore

ORDERED that the petition is dismissed.

ENTER

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Judge of the Family Court

Dated:

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 ELECTRONIC 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.

**Check applicable box:**

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

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

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