

1 SUPREME COURT OF THE STATE OF NEW YORK

2 3 COUNTY OF _____

4 -----X

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Plaintiff,
-against-

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8

Defendant.
-----X

Index No.: _____

Date Summons filed: _____

Plaintiff designates _____

County as the place of trial

The basis of venue is:

SUMMONS WITH NOTICE

Plaintiff/Defendant resides at:

ACTION FOR A DIVORCE

To the above named Defendant:

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YOU ARE HEREBY SUMMONED to serve a notice of appearance on the Plaintiff
OR Plaintiff's Attorney(s) within twenty (20) days after the service of this summons, exclusive
of the day of service (or within thirty (30) days after the service is complete if this summons is not
personally delivered to you within the State of New York); and in case of your failure to appear,
judgment will be taken against you by default for the relief demanded in the notice set forth below.

10, 11 Dated _____

Plaintiff
 Attorney(s) for Plaintiff
Phone No.:
Address:

12

13 **NOTICE:** The nature of this action is to dissolve the marriage between the parties, on the
grounds: **DRL §170 subd. ____ - _____

The relief sought is a judgment of absolute divorce in favor of the Plaintiff dissolving the marriage
between the parties in this action.

14 The nature of any ancillary or additional relief requested (see p.14 of Instructions) is:

- Additional page describing ancillary relief requested is attached;
 - Marital property to be distributed pursuant to separation agreement/stipulation;
 - I waive distribution of Marital property;
 - NONE** - I am not requesting any ancillary relief;
- AND** any other relief the court deems fit and proper

**Read pp. 3-5 of Instructions and insert the grounds for the divorce:

- | | |
|---|---|
| DRL §170(1) - cruel and inhuman treatment | DRL §170(4) - adultery |
| DRL §170(2) - abandonment | DRL §170(5) - living apart one year after separation decree or judgment of separation |
| DRL §170(3) - confinement in prison | DRL §170(6) - living apart one year after execution of a separation agreement |
| | DRL §170(7) - irretrievable breakdown in relationship |