REQUEST TO REVIEW CONTINUING CHILD SUPPORT

UNSIGNED DRAFT — for review only. No filing, service, court finding or change to an existing order is established.

Preparation and scope. This is a proposed document, not an official court form or a guideline calculation. Follow the controlling order unless and until it is lawfully changed. Obtain the required local forms, financial declarations, proofs and proposed order separately. Preserve the original case caption and party designations on court forms; role labels below describe this request only.

Actual procedural review: Local procedural requirements reviewed; motion for court review.

Jurisdiction and venue basis for review: Review the authority of the requested NY forum separately from the initial controlling NY order and its duration law

Actual notice/service status: Prior-order notice recorded; service of this proposed motion is pending.

Existing-order tribunal: the identified NY issuing tribunal

Arrears record and unresolved questions: Ledger checked, no release of accrued installments requested.

ILLUSTRATIVE FAMILY TRIBUNAL COUNTY OF EXAMPLE COUNTY

Example Parent v. Example Parent Case No.: **Support-Example**

REQUEST TO REVIEW CONTINUING CHILD SUPPORT

Marcus Rivera ("Movant") requests a determination of current support under the order dated January 18, 2022 for the affected child or children identified below.

I. Existing Order

1. On January 18, 2022, the identified NY issuing tribunal entered the identified order requiring **Movant** to pay child support of **$2,400.00** per month for the following child(ren):

> *A dependent 19-year-old finished school at 17.*

II. Basis for review

Controlling order and scope. The initial controlling order is identified as NY. The order provision and facts reported for this request are: Review child-specific duration under the controlling order and all

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additional terms.

New York duration of support. Under Family Court Act § 413, the ordinary parental support duty generally continues for an unemancipated child under 21. High-school completion or the eighteenth birthday alone does not establish emancipation. Review actual economic independence, the order and any agreed additional obligation. Under § 413-b and Domestic Relations Law § 240-d, a parent or kinship caregiver may petition for support until 26 for a person with a qualifying developmental disability who resides with and principally depends on the person seeking support. Review the diagnosis and accompanying report from a professional authorized by the statute. Mental Hygiene Law § 1.03(22) includes origin before 22, expected indefinite duration and substantial handicap. Identify existing adult support and remedies separately from ordinary minor support. New York Family Court Act § 413-b

New York proceedings. Examine modification authority, limits on reducing accrued arrears under Family Court Act § 451 and duration under the law of the initial controlling order, including § 580-611. Identify the payment still due for any other children.

2. The movant requests review of the following claimed event and its effect on the actual order:

- **Age Of Majority**, effective **October 31, 2026**.

3. Child-by-child legal and order review: Review education, age, remaining obligations and the original controlling order before ordering a change. School enrollment, disability, other continuing duties and other supported children may affect relief. No automatic termination or release of arrears or withholding is established here.

III. Arrears Preservation

4. No positive arrears amount is supplied. This is not a finding of a zero balance; see the actual record and unresolved questions above.

IV. Prayer

WHEREFORE, Movant prays that this Court:

A. Determine the continuing obligations, affected children and applicable duration law. The facts supplied do not support a request to end the entire current obligation.

B. Address any change in withholding separately. Continue to comply with the current order and applicable withholding instructions until lawfully changed.

C. Determine any remaining support or enforcement obligations;

D. Grant such further relief as is just and proper.

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