

FAMILY COURT OF THE STATE OF NEW YORK  
COUNTY OF

.....  
In the Matter of a Proceeding for  
 Custody  Visitation or  
 Enforcement  Modification  Registration  
of an Order of  Custody  Visitation  
Under the *Uniform Child Custody Jurisdiction  
and Enforcement Act* [Domestic Relations Law Art.5-A]

Petitioner,  
-against-

Docket No.  
ELECTRONIC TESTIMONY APPLICATION,  
WAIVER OF PHYSICAL PRESENCE– UCCJEA

Respondent

.....  
**NOTICE: If you are requesting permission to testify by telephone or by audio-visual or other  
electronic means, this form must be submitted IMMEDIATELY to the Court at [specify address and  
fax number of Court]:**

APPLICANT’S NAME: \_\_\_\_\_ APPLICANT’S TELEPHONE: (Home): ( ) \_\_\_ -  
ADDRESS:<sup>1</sup> \_\_\_\_\_ (Work): ( ) \_\_\_ - \_\_\_\_\_  
\_\_\_\_\_ FACSIMILE (Fax): ( ) \_\_\_ - \_\_\_\_\_  
\_\_\_\_\_ E-MAIL: \_\_\_\_\_

1. a. On \_\_\_\_\_, I [check applicable box]:  
 filed the above-captioned petition in the (Family)(Other [specify]: \_\_\_\_\_) Court, \_\_\_\_\_  
\_\_\_\_\_ County,  State of New York  Other [specify]: \_\_\_\_\_. The hearing is  
scheduled to take place on [specify date]: \_\_\_\_\_.  
 received [check applicable box]:  a summons  a subpoena  an Order to Show Cause to  
appear in Family Court, \_\_\_\_\_ County, State of New York on [specify date]: \_\_\_\_\_  
b. This proceeding involves the following child(ren):  
Name(s) of Child(ren) \_\_\_\_\_ Date(s) of Birth \_\_\_\_\_ Address<sup>2</sup> \_\_\_\_\_

<sup>1</sup>  
Specify if address, telephone or other identifying information has been ordered to be kept confidential pursuant to  
New York State Domestic Relations Law §§76-h(5), 254 or Family Court Act §154-b. If your health or safety or  
that of your child or children would be put at risk by disclosure of your address or other identifying information,  
you may apply for an address confidentiality order by submitting General Form GF-21. This form is available on-  
line at [www.nycourts.gov](http://www.nycourts.gov).

<sup>2</sup> See note 1.

2. I request that I be permitted to testify or to give my deposition by [check applicable box]:  
 telephone     audio-visual means     other electronic means [specify]:\_\_\_\_\_

3. I reside in [specify state or jurisdiction]:<sup>3</sup> \_\_\_\_\_  
and am making this request for the following reason(s) [specify]:  
\_\_\_\_\_.

4. I understand that prior to my application being granted, it is my responsibility to arrange a location for my testimony or deposition by telephone, audio-visual or other electronic means. I request that I be permitted to testify or be deposed at the following location [check applicable box]:  
 The Court in the jurisdiction of my residence [specify the name, address and telephone number, including area code, of the Court]: \_\_\_\_\_  
\_\_\_\_\_  
 My attorney's office [specify the name, address and telephone number, including area code]:  
\_\_\_\_\_  
\_\_\_\_\_  
 Other location [specify name, address and telephone number, including area code]: \_\_\_\_\_  
\_\_\_\_\_ I am requesting this location because [state reason]: \_\_\_\_\_  
\_\_\_\_\_

5. I understand that I must confirm final arrangements for testifying by electronic means with this Court by calling the Court at the number that will be provided to me. I also understand that the Court will send me a written Order telling me whether this application has been granted or denied and what number I should call to confirm. Please transmit this order by [check box]:  e-mail  facsimile as indicated on the first page of this form.

6. I understand that I have the right to discuss this matter with legal counsel. By this application, I am consenting to the hearing by this Court without my physical presence.

7. I understand that I have the right to be present at any and all appearances, including any hearing scheduled by the Court. If I am the Respondent, I understand that if I fail to appear on any of the scheduled dates, either in person or by telephone, audio-visual means or other electronic means approved by this Court, this Court may hear the matter in my absence or may issue a **WARRANT** for my arrest. If I am the Petitioner, I understand that if I fail to appear, either in person or by telephone, audio-visual means or other electronic means approved by this Court, the Court may **DISMISS** my petition.

WHEREFORE, I respectfully request that this application be granted.

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

\_\_\_\_\_  
 Respondent     Petitioner     Witness

<sup>3</sup> See footnote #1.