

Sec. 383-c, SSL  
Judicial Surrender

**COURT OF THE STATE OF NEW YORK**

COUNTY OF

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In the Matter of the Surrender for  
Adoption of A Child Whose Name Is

Docket No.

**JUDICIAL SURRENDER**

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**THIS SURRENDER BECOMES FINAL AND IRREVOCABLE IMMEDIATELY UPON EXECUTION AND ACKNOWLEDGEMENT BY YOU AND YOU CANNOT BRING A CASE IN COURT TO REVOKE THE SURRENDER OR TO REGAIN CUSTODY OF YOUR CHILD.**

I understand that, before signing the surrender, I have the right to speak to a lawyer of my own choosing and any other person I wish. I have the right to have that lawyer and any other person present with me at the time of the signing of the surrender. In addition, I have the right to ask the court to appoint a lawyer free of charge if I cannot afford to hire one; also, I have the right to have supportive counseling;

Upon execution and acknowledgment of this surrender, I am giving up all rights to have custody, visit with, speak with, write to or learn about my child, forever, unless the authorized agency and I have agreed to different terms as written in this surrender, or, if I register with the adoption information register, as specified in section 4138-d of the Public Health Law, that I may be contacted at any time after the child reaches the age of eighteen years, but only if I and my adult child so choose;

My child will be adopted without my consent and without further notice to me, and will be adopted by any person that the agency chooses, unless this surrender paper contains the name of the person or persons who will be adopting my child; and

I cannot be forced to sign this surrender paper, and I and/or my child cannot be punished or subject to any other penalty if I refuse to sign this surrender paper.

Where the surrender contains conditions agreed to by me and the authorized signer, the following apply:

The authorized agency must notify me, unless I have expressly waived notice by a written statement attached to or included in this instrument, my child's law guardian and the court that approved the surrender within 20 days of any substantial failure of a material (important) condition of the surrender before finalization of my child's adoption; AND

The authorized agency, except for good cause shown, must file a petition on notice to me and my child's law guardian in accordance with section 1055-a of the Family Court Act within 30 days of any substantial failure of a material (important) condition of the surrender for the court to review the failure and, where necessary, to hold a hearing. If the authorized agency does not file a petition, I and/or my child's law guardian may file such a petition at any time before my child's adoption; AND

I must provide the authorized agency with a designated mailing address at which I may receive notice regarding any substantial failure of a material (important) condition, unless such a notice is expressly waived by a statement written by me and attached to or included in this instrument. I must also provide the authorized agency with any changes in my mailing address.

