

**Supreme Court of the State of New York**  
**Appellate Division: Second Judicial Department**

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against

**ATTORNEY'S CERTIFICATE OF  
CONTINUED ELIGIBILITY FOR POOR  
PERSON RELIEF AND ASSIGNMENT  
OF COUNSEL ON APPEAL**

**(SUPREME COURT)**

Appellate Division Docket No.:

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**THIS FORM SHOULD BE USED IN CONNECTION WITH AN APPEAL ARISING FROM A SUPREME COURT ACTION IN WHICH COUNSEL HAS BEEN ASSIGNED PURSUANT TO JUDICIARY LAW § 35(8)**

I, \_\_\_\_\_, an attorney admitted to practice in the State of New York, hereby certify, pursuant to Family Court Act § 262 and Judiciary Law §35(8) that:

1. I am an attorney duly licensed to practice in the State of New York
2. I was assigned as counsel for \_\_\_\_\_, the *plaintiff/defendant (strike one)* in the above-entitled action, upon a determination of the Supreme Court, \_\_\_\_\_ County, pursuant to Judiciary Law § 35(8) and Family Court Act § 262, that the he/she was indigent and unable to afford the costs, fees, and expenses of the proceeding, and was entitled to the assignment of counsel.
3. *On behalf of \_\_\_\_\_, I filed a notice of appeal OR A notice of appeal was filed (strike one)* from an order of the Supreme Court, \_\_\_\_\_ County, dated \_\_\_\_\_, 20\_\_, which \_\_\_\_\_  
*(set forth the nature of the order)*. Copies of the order appealed from, the notice of appeal, and any separate decision are attached hereto.
4. To the best of my knowledge, the financial status of the *appellant/respondent (strike one)* has not changed from the date the Supreme Court, \_\_\_\_\_ County, determined that he/she was entitled to the assignment of counsel, and he/she is presently, and for the foreseeable future will be unable to afford the costs, fees, and expenses of the above-entitled appeal.
5. To the best of my knowledge, \_\_\_\_\_ is interested in *prosecuting/defending against (strike one)* the appeal. His/her last known address is as follows:

6. I wish to be assigned to represent \_\_\_\_\_ on the appeal in the above-entitled action.

OR

6. I cannot represent \_\_\_\_\_ on the appeal in the above-entitled action, and request that another attorney be assigned to represent him/her.

7. A copy of this certification is being provided to the County Attorney, and to counsel for each other party, or to the party if appearing pro se, and to the attorney for the children, if any.

Dated: \_\_\_\_\_, New York  
\_\_\_\_\_, 20\_\_\_\_

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The following persons have been provided with a copy of the foregoing certificate: