

Saint Regis Mohawk Tribe
Saint Regis Mohawk Tribal Court

Petitioner

v

Respondent

**PETITION TO VACATE
ACKNOWLEDGMENT OF
PATERNITY**

The Petitioner respectfully alleges that:

1.
 - a. I reside at: _____
Address
 - b. Respondent resides at: _____
Address
2. Respondent and I executed an Acknowledgment of Paternity concerning _____
Please see attached Tribal enrollment information. This child born out of wedlock on _____
A copy of the Acknowledgment of Paternity is attached.
3.
 - a. It has been less than 60 days since the signing of the Acknowledgment of Paternity;
 - b. It has been more than 60 days since the signing of the Acknowledgment of Paternity. The following fraud, duress or material mistake of fact has occurred [specify]:

4. The Acknowledgment of Paternity should be vacated/rescinded because [specify reasons]:

5. There is an existing order of child support or is not an existing order of child support for this child.
6. No individual has been adjudicated the father of the subject child, either in this court, or any other court, including any other Native American or state court; and no individual has signed an Acknowledgment of Paternity other than the Acknowledgment of Paternity sought to be vacated.

7. No previous application has been made to any court or judge for the relief requested in this petition except [specify, if applicable]: _____ .

8. Based on the facts stated under oath herein, this court has jurisdiction over this petition and the respondent because [CHECK ALL THAT APPLY]:

I am, my child is are enrolled members of the Saint Regis Mohawk Tribe.

I reside or am domiciled, my child resides or is domiciled within the territory of the Saint Regis Mohawk Tribe.

The respondent is an enrolled member of the Saint Regis Mohawk Tribe.

The respondent resides or is domiciled within the territory of the Saint Regis Mohawk Tribe.

The respondent is an Employee of the Saint Regis Mohawk Tribe or its subsidiaries.

WHEREFORE, I request that this Court issue an order vacating the Acknowledgment of Paternity and order determining that the alleged father is not the father of the above-named child and such other and further relief as may be appropriate under the circumstances.

Signature of Petitioner

Date

Sworn to me this _____ day of _____, 20_____

Notary Public Signature