

THE STATE OF NEW YORK, COUNTY OF

Petitioner,

**RESTRAINING NOTICE**  
Pursuant to NY CPLR §5222

against

Respondent (Judgment debtor/obligor)  
Social Security Number

Our Account Number:  
Our Worker Code:

ATTENTION:

FEIN:

WHEREAS, in an action in the Supreme or Family Court of the State of New York,  
between the above named parties, in favor of  
(judgment creditor/obligee) and against  
the following order(s) were entered:

County,  
, petitioner  
respondent (judgment debtor/obligor),

ENTRY DATE                      PAYMENT/FREQUENCY

ENTRY DATE                      PAYMENT/FREQUENCY

As of \_\_\_\_\_, the total arrears/past due support which is due and unpaid is \_\_\_\_\_.

**RESTRAINING NOTICE**

WHEREAS, it appears that you are in possession or in custody of property in which the judgment debtor/obligor has an interest or you owe a debt to the judgment debtor/obligor;

TAKE NOTICE that pursuant to New York Civil Practice Law and Rules (CPLR) section 5222(b), which is set forth in full herein, you are hereby forbidden to make or suffer any sale, assignment or transfer of, or any interference with, any such property or pay over or otherwise dispose of any such debt except as therein provided.

TAKE FURTHER NOTICE that this notice also covers all property in which the judgment debtor/obligor has an interest hereafter coming into your possession or custody, and all debts hereafter coming due from you to the judgment debtor/obligor.

CPLR SECTION 5222(b). "Effect of restraint; prohibition of transfer; duration. A judgment debtor or obligor served with a restraining notice is forbidden to make or suffer any sale, assignment, transfer or interference with any property in which he or she has an interest, except upon direction of the sheriff or pursuant to an order of the court, until the judgment or order is satisfied or vacated. A restraining notice served upon a person other than the judgment debtor or obligor is effective only if, at the time of service, he or she owes a debt to the judgment debtor or obligor or he or she is in the possession or custody of property in which he or she knows or has reason to believe the judgment debtor or obligor has an interest, or if the judgment creditor or support collection unit has stated in the notice that a specified debt is owed by the person served to the judgment debtor or obligor or that the judgment debtor or obligor has an interest in specified property in the possession or custody of the person served. All property in which the judgment debtor or obligor is known or believed to have an interest then in and thereafter coming into the possession or custody of such a person, including any specified in the notice, and all debts of such a person, including any specified in the notice, then due and thereafter coming due to the judgment debtor or obligor, shall be subject to the notice. Such a person is forbidden to make or suffer any sale, assignment or transfer of, or any interference with, any such property, or pay over or otherwise dispose of any such debt, to any person other than the sheriff or the support collection unit, except upon direction of the sheriff or pursuant to any order of the court, until the expiration of one year after the notice is served upon him or her, or until the judgment or order is satisfied or vacated, whichever event first occurs. A judgment creditor or support collection unit which has specified personal property or debt in a restraining notice shall be liable to the owner of the property or the person to whom the debt is owed, if other than the judgment debtor or obligor, for any damages sustained by reason of the restraint. If a garnishee served with a restraining notice withholds the payment of money belonging or owed to the judgment debtor or obligor in an amount equal to twice the amount due on the judgment or order, the restraining notice is not effective as to other property or money."

TAKE FURTHER NOTICE that disobedience of this Restraining Notice is punishable as a contempt of court.

**SPECIAL INSTRUCTIONS:** When Supplemental Security Income (SSI) is the sole basis for the property in your possession or custody, this notice shall not be effective. If that condition applies, please complete the applicable statement at the bottom of this page and return this notice to the Support Collection Unit at the address indicated at the top left-hand corner of the first page of this notice.

Dated: \_\_\_\_\_ Issued by:  
SCU Supervisor  
County Support Collection Unit

**Your Reply to the Special Instructions: (Check the appropriate box)**

- The sole basis for the property in our possession is Supplemental Security Income (SSI) and, therefore, we have not restrained the property pursuant to your instructions.
- The account is closed and there are no other open and/or active accounts belonging to the judgment debtor/obligor in our possession or custody.

(signed) \_\_\_\_\_  
Compliance Officer or Designee

Date: \_\_\_\_\_