

FAMILY QUIZ 4:

1. Child "enters" foster care the earlier of ___ days from actual removal, or from fact-finding.

- a) 20.
- b) 30.
- c) 45.
- d) 60.

2. Appeals may be taken as of right for any final order of the Family Court, as well as intermediate orders entered under the following article:

- a) 3.
- b) 7.
- c) 8.
- d) 10.

3. Fact-finding for commitment of care custody and guardianship must be by:

- a) reasonable cause to believe.
- b) preponderance of the evidence.
- c) clear and convincing proof.
- d) proof beyond a reasonable doubt.

4. Which of the following Family Court docket prefix designations is incorrect?

- a) B: Commitment of Care, Custody and Guardianship.
- b) E: Designated Felony.
- c) V: Visitation.
- d) W: Material Witness.

5. When Adjustment of a Support case is requested, initial conference shall be held within how many days?

- a) 7.
- b) 10.
- c) 14.
- d) 20.

6. Preference for the hearing of Family Court appeals shall be accorded to any proceeding under each of the following articles, except:

- a) 3.
- b) 6.
- c) 7.

d) 10.

7. If petition to commit care custody and guardianship is filed in the wrong court, proceedings shall be stayed up to ___ days so filing court can communicate with presumptively correct court. If such court exercises jurisdiction, transfer must be within ___ days.

a) 30; 30.

b) 30; 35.

c) 35; 30.

d) 35; 35.

8. If temporary guardianship order is granted for pre-adoptive resource, adoption petition must be filed within ___ days of signing of adoption consent.

a) 20.

b) 30.

c) 45.

d) 60.

9. Pursuant to Article 8 of the Family Court Act, a final order of protection may have any of the following terms, except:

a) stay away from a party's home.

b) permit visitation.

c) allow reentry into residence to retrieve personal property.

d) refrain from unjustifiably killing a child's companion animal, as that term is defined in Agriculture and Markets Law.

10. Family Court cases are assigned to a Judge upon:

a) purchase of a docket number.

b) filing the first document.

c) serving the Request for Judicial Intervention.

d) signing an Order to Show Cause out of the Intake Part.

11. Attempts to adjust Support cases may proceed for up to 2 months, Court can extend such period by:

a) 60 days.

b) 2x 60 days.

c) 2 months.

d) 2x 4 months.

12. Which of the following Family Court docket prefix designations is correct:

a) F: Family Offense.

- b) S: Support.
- c) N: Abuse.
- d) none of the above.

13. Attempts to adjust Family Offense cases may proceed for up to 2 months, Court can extend such period by:

- a) 60 days.
- b) 2x 60 days.
- c) 2 months.
- d) 2x 2 months.

14. Appeals from Family Court are taken to the:

- a) Appellate Term of the Supreme Court.
- b) Appellate Division.
- c) Court of Appeals.
- d) Supreme Court.

15. Family Court records shall be open to any of the following, except:

- a) Petitioner.
- b) Respondent.
- c) Counsel for Party.
- d) Law Guardian.

16. Request for electronic testimony must be made at least __ day(s) before hearing.

- a) 1.
- b) 3.
- c) 5.
- d) 10.

17. Regarding proceedings to commit care custody and guardianship, Surrogates court has concurrent original jurisdiction together with Family Court over which of the following causes of action?

- I. Mental Illness; II. Permanent Neglect;
- III. Abandonment = 6 months; IV. Orphans.

- a) I & II.
- b) III & IV.
- c) II & III.
- d) I & IV.

18. Upon appeal of Family Court order, counsel for Respondent shall request the transcript of proceedings within __ days of appointment or filing appeal notice,

whichever earlier.

- a) 5.
- b) 10.
- c) 20.
- d) 30.

19. Permanent Neglect is for a period of ___ out of the most recent ___ months.

- a) 12; 24.
- b) 9; 18.
- c) 15; 22.
- d) 6; 12.

20. Custody or visitation trials shall be completed within ___ days.

- a) 30.
- b) 60.
- c) 90.
- d) 120.

21. When Adjustment of a Family Offense case is requested, initial conference shall be held within how many days?

- a) 7.
- b) 10.
- c) 14.
- d) 20.

22. Order committing care custody and guardianship must be filed with the:

- a) Clerk of the Surrogates Court.
- b) Clerk of the Supreme Court.
- c) County Clerk.
- d) Clerk of the Family Court.

23. Appellant of a Family Court order shall perfect the case within ___ days of receiving the transcript, unless such time limit has been extended.

- a) 30.
- b) 60.
- c) 90.
- d) 120.

24. Regarding petitions alleging violations of support, which of the following timeframes is false?

- a) first appearance shall be within 30 days from filing.
- b) hearing shall commence within 30 days from first appearance.
- c) hearing shall conclude within 30 days of commencement.
- d) all of the above are correct.

25. Disposition committing care custody and guardianship for severe or repeated abuse must be by:

- a) reasonable cause to believe.
- b) preponderance of the evidence.
- c) clear and convincing proof.
- d) proof beyond a reasonable doubt.

26. Generally, proposed orders shall be submitted for consideration within how many days of signing and filing the decision?

- a) 10.
- b) 20.
- c) 30.
- d) 60.

27. Agency petitions to commit care custody and guardianship are timely if made within ___ days of statutory time, or ___ days from Court's directive to file.

- a) 30; 60.
- b) 60; 30.
- c) 90; 60.
- d) 60; 90.

28. Which of the following Family Court docket prefix designations is incorrect?

- a) A: Adoption.
- b) C: Custody.
- c) M: Consent to Marry.
- d) R: Referral from Supreme Court.

29. Appeals of Family Court orders shall generally be governed according to which chapter of law?

- a) Surrogates Court Procedures Act.
- b) Criminal Procedure Law.
- c) Civil Practice Law Rules.
- d) Social Services Law.

30. Agency adoptions shall be reviewed within ___ days of filing; and be calendared for disposition within ___ days of review approval.

- a) 20; 20.
- b) 30; 30.
- c) 30; 60.
- d) 60; 30.

31. Upon any child having absconded from foster care, the Clerk shall be notified within how long?

- a) 24 hours.
- b) 48 hours.
- c) 72 hours.
- d) by the next court session.

32. When a transcript of a Family Court proceeding has been requested for the appeal, the reporter shall complete it within ___ days, or else notify the Administrative Judge.

- a) 20.
- b) 30.
- c) 40.
- d) 60.

33. Regarding proceedings to commit care custody and guardianship, Court may inquire as to the wishes of any child over ___ years of age.

- a) 10.
- b) 12.
- c) 14.
- d) 16.

34. Appeals must be taken within ___ days of service of order upon party, or else within ___ days of mailing by clerk.

- a) 20; 30.
- b) 30; 30.
- c) 30; 35.
- d) 35; 30.

35. Which of the following assigned counsel shall continue in capacity upon the taking of an appeal by a party?

- a) 18B.
- b) Law Guardian.
- c) both.
- d) neither.