

NEW YORK STATE UNIFIED COURT SYSTEM

NEW YORK STATE COURTS AN INTRODUCTORY GUIDE



Hon. Rowan D. Wilson

Chief Judge of the Court of Appeals and the State of New York

Hon. Joseph A. Zayas

Chief Administrative Judge of the State of New York

Hon. Norman St. George

First Deputy Chief Administrative Judge of the State of New York

October 2023

A MESSAGE FROM THE CHIEF JUDGE



Our nation's court system is divided into two distinct systems: the federal courts, which have authority over matters involving federal law; and the state courts, which hear matters involving state law. As most issues are governed by state law, our country's state courts handle the great majority–95 percent–of civil and criminal cases, forming the backbone of the American judicial system.

New York's state court system is one of the largest, busiest court systems in the nation and across the globe, each year hearing millions of cases throughout the State's 62 counties, including commercial disputes, personal injury claims, criminal cases, landlord-tenant disputes and family matters, among others. Every case is important to the individual parties involved. Many cases that come before the New York State Courts involve issues that may also affect the community at large. Yet for all the activity and impact of the New York State Courts, many New Yorkers are unfamiliar with our work and structure.

I am pleased to present New York State Courts: An Introductory Guide, which provides an overview of how our courts are organized and the kinds of work they do, as well as information about important resources and services available to litigants, attorneys and others. I hope you find this guide helpful and that you will further explore our website (www.nycourts.gov) to learn more about the New York State Courts. I also encourage you to visit your local courthouse to observe a trial, and invite you to learn more about our Court Tours and other community outreach programs.

Sincerely,

Rowan D. Wilson

in the

Chief Judge of the Court of Appeals and the State of New York

COURT AUTHORITY AND STRUCTURE	1
 The Trial Courts Trial Courts Operating In And Outside New York City Appellate Courts 	2
RESOURCES AND SERVICES FOR THE PUBLIC	4
 Help for Those Without a Lawyer Accommodations for Those with Disabilities Alternative Dispute Resolution Programs (Mediation etc.) Assigned Counsel Program. Attorney Directory. Attorney Disciplinary Program Attorney for the Child Program. Case Information and Tracking. Children's Centers. Comments, Suggestions or Filing a Complaint. County Clerks' Offices Court Interpreting Services Criminal History Search Divorce Resources Domestic Violence Resources E-Filing Resource Center. Fiduciaries (Guardians, Referees and Others) Juror Website and Hotline "Lay" Guardian Assistance Program Legal Research Assistance for the Public Parent Education and Awareness Program 	5 5 6 6 8 8 8 9 9
DIRECTORY OF ADMINISTRATIVE OFFICES	
Courts In New York City Courts Outside New York City Statewide HELPFUL WEBSITE FEATURES.	13 14

COURT AUTHORITY AND STRUCTURE

Cases start in the trial courts. Though most cases are decided at the trial-court level, parties will occasionally ask a higher court to reconsider the case (an "appeal"). Most appeals are first heard in the intermediate appellate courts, which review the decisions of lower courts to make certain that the law was properly applied. In New York, the highest court is the Court of Appeals. Listed here are brief descriptions of the various trial and appellate courts that make up the New York State court system.

THE TRIAL COURTS

IN NEW YORK CITY

(Bronx, Brooklyn, Manhattan, Queens and Staten Island)

The Civil Court of the City of New York decides lawsuits involving claims for damages up to \$50,000 and includes a small claims part for cases involving amounts up to \$10,000 as well as a housing part for landlord-tenant matters.

The Criminal Court of the City of New York handles misdemeanors (crimes punishable by fine or imprisonment of up to one year) and lesser offenses. Criminal Court judges also conduct arraignments (initial court appearances following arrest) and preliminary hearings for felonies (crimes punishable by imprisonment of more than one year).

OUTSIDE NEW YORK CITY

District Courts, located in Nassau County and the five western towns of Suffolk County, arraign defendants accused of felonies and handle misdemeanors and lesser offenses as well as civil suits involving claims up to \$15,000.

City Courts arraign defendants accused of felonies and handle misdemeanors and lesser offenses as well as civil suits involving claims up to \$15,000. Some City Courts have small claims parts, where matters involving claims up to \$5,000 are handled, and/or housing parts, which handle landlord-tenant matters.

Town and Village Justice Courts handle misdemeanors and lesser offenses. Although the County Courts try felony cases, town and village justices first arraign defendants in Town and Village Courts. Town and Village Courts also hear civil suits involving claims up to \$3,000.

County Courts, located in each county outside New York City, have exclusive authority to conduct trials in felony matters, while sharing authority with local City and Town and Village Courts to handle trials in misdemeanor cases and other minor offenses. County Courts also have limited authority over cases involving claims for money damages up to \$25,000.

TRIAL COURTS OPERATING IN AND OUTSIDE NEW YORK CITY

The Supreme Court generally hears cases outside the authority of the lower courts, such as civil matters involving higher dollar amounts; divorce, separation and annulment proceedings; and criminal prosecutions of felonies. (Outside New York City, Supreme Courts hear civil matters while the County Courts hear criminal matters.)

The Family Court hears matters involving children and families including adoption; guardianship; foster care approval and review; juvenile delinquency; family violence; child abuse and neglect; and child support, custody and visitation.

The Surrogate's Court hears cases relating to individuals who have passed away, including the validity of wills and the administration of estates. These courts are also authorized to handle adoptions.

The Court of Claims has exclusive authority over lawsuits seeking money damages against the State of New York. The Court of Claims also has jurisdiction over lawsuits seeking money damages against certain state-related entities such as the New York State Thruway, the City University of New York and the New York State Power Authority (for claims related to the taking of real estate only).

APPELLATE COURTS

INTERMEDIATE APPELLATE COURTS

Appellate Terms of the Supreme Court in the First and Second Departments* hear appeals of decisions in cases starting in the New York City Civil and Criminal Courts. In the Second Department, the Appellate Terms also hear appeals of decisions in cases that started in the District, City or Town and Village Courts. The County Courts in the Third and Fourth Departments, while primarily trial courts, hear appeals of decisions in cases starting in the City Courts and the Town and Village Courts.

There are four Judicial Departments in the Appellate Division of the Supreme Court. The Appellate Division hears civil and criminal appeals from the trial courts as well as civil appeals from the Appellate Terms and County Courts.

HIGHEST APPELLATE COURT

The Court of Appeals, New York's highest court, hears civil and criminal appeals from the State's intermediate appellate courts, and in some instances from the trial courts. The Court of Appeals also hears appeals of decisions reached by the State Commission on Judicial Conduct, which is responsible for reviewing allegations of misconduct brought against judges. In addition, the Court of Appeals makes rules governing the admission of attorneys to the New York State bar.

^{*} For administrative purposes, the court system is divided geographically into four judicial departments and 13 judicial districts. The First Judicial Department includes districts 1 and 12; the Second Judicial Department, districts 2, 9, 10, 11 and 13; the Third Judicial Department, districts 3, 4 and 6; and the Fourth Judicial Department, districts 5, 7 and 8. See directory on pages 11–15 for a list of counties in each district.

RESOURCES AND SERVICES FOR THE PUBLIC

HELP FOR THOSE WITHOUT A LAWYER

COURTHELP: ONLINE ASSISTANCE

A website designed to help New Yorkers who do not have attorneys navigate the court system, CourtHelp, www.nycourthelp.gov, has information on court procedures, court locations, law libraries, legal research sites and lawyer referral services. Visitors to the site can also download free court forms.

COURT HELP CENTERS

Many courts in New York State have help centers located right at the courthouse to assist people who do not have a lawyer. These offices are staffed by clerks and court attorneys who provide free legal and procedural information, offer referrals and provide free court forms and publications. Some centers have volunteer lawyers available to provide free legal advice to litigants who do not have an attorney. For help center locations visit www.nycourthelp.gov.

DIY (DO-IT-YOURSELF) FORM PROGRAMS

DIY Form Programs are free, easy-to-use computer programs that allow you to create court forms for certain types of cases. These programs are available on the CourtHelp site, www.nycourthelp.gov, and at many court help centers, public law libraries and court clerks' offices.

Need help with legal research? See "Legal Research Assistance for the Public" on page 10.

ACCOMMODATIONS FOR THOSE WITH DISABILITIES

The New York State court system is committed to fostering compliance with the Americans with Disabilities Act (ADA) and to providing services, programs and activities in a way that assures accessibility for all users of the courts. To that end, each court location has an ADA liaison to handle accommodation requests. For more information, including a list of ADA liaisons, visit www.nycourts.gov/accessibility, email ADA@nycourts.gov or call 212-428-2760.

ALTERNATIVE DISPUTE RESOLUTION PROGRAMS

(Mediation etc.)

The court system supports community- and court-based programs that offer mediation, arbitration and other dispute resolution options as an alternative to litigation. These processes are available for a wide variety of matters such as family, neighbor and business disputes. Mediation participants often report high levels of satisfaction with the process and the outcome. To learn more about alternative dispute resolution, including mediation visit: www.nycourts.gov/adr.

ASSIGNED COUNSEL PROGRAM

Court-appointed lawyers are provided by the Assigned Counsel Program for criminal defendants and parties in certain Family Court proceedings who cannot afford to hire an attorney. For more information contact the Assigned Counsel Program in your local county.

ATTORNEY DIRECTORY

The court system maintains an online registry of New York State attorneys, where you can verify an attorney's work number and address as well as registration status. To access the directory visit: https://iapps.courts.state.ny.us/attorneyservices.

ATTORNEY DISCIPLINARY PROGRAM

Established to protect the public from attorneys who are incompetent or unethical, the Attorney Disciplinary Program conducts investigations of claims of attorney misconduct. In more serious cases, charges are brought before the Appellate Division, which may result in suspension or disbarment of the attorney. For information on professional standards for attorneys, clients' rights and responsibilities and related matters visit: www.nycourts.gov/ip/attorneygrievance.

ATTORNEY FOR THE CHILD PROGRAM

The Attorney for the Child Program (formerly known as the Law Guardian Program) provides legal counsel to minors in certain Family Court matters, including juvenile delinquency and child protective proceedings. For more information, contact your local Family Court.

CASE INFORMATION AND TRACKING

Using our free case information services you can find future appearance dates for cases in criminal, family and housing courts. You may also view information on both active and disposed civil cases in Supreme Court and local Civil Court. By signing up for our eTrack case-tracking service you can obtain email updates and appearance reminders for civil and criminal court cases. For more information visit www.nycourts.gov and click on the e-Courts link. Email inquiries may be sent to ecourts@nycourts.gov.

CHILDREN'S CENTERS

Some courthouses have an on-site Children's Center, a secure, staffed facility where youngsters can stay while their parents are in court. For more information, including Children's Center locations, visit: www.nycourts.gov/ip/childrenscenter.

COMMENTS, SUGGESTIONS OR FILING A COMPLAINT

COMMENTS, SUGGESTIONS

 To make a comment or suggestion, contact the Chief Clerk of the appropriate court or email <u>question@nycourts.gov</u>.

TO MAKE A COMPLAINT ABOUT A COURT EMPLOYEE

Contact the Chief Clerk of the court in which the employee works; or the Office of the Inspector General (to investigate claims of wrongdoing) at 646-386-3500; or the Managing Inspector General for Bias Matters (for allegations of bias related to race, color, sex, sexual orientation, gender identity, gender expression, age, marital status, disability, religion, creed, domestic violence status or genetic status) at 1-877-236-3242 (toll-free). For more information visit:

www.nycourts.gov/howdoi/courtemployee.shtml#clerks.

TO MAKE A COMPLAINT ABOUT A JUDGE

- Contact the administrative office for the court to which the judge is assigned (see directory on page 11); or the Managing Inspector General for Bias Matters (for allegations of bias related to race, color, sex, sexual orientation, gender identity, gender expression, age, marital status, disability, religion, creed, domestic violence status or genetic status) at: 1-877-236-3242 (toll-free).
- Complaints involving allegations of misconduct by a judge may also be referred to the State Commission on Judicial Conduct, which has offices in New York City, Albany and Rochester. For more information go to www.scjc.state.ny.us.

COUNTY CLERKS' OFFICES

In New York City, the five County Clerks serve as jury commissioners and also perform a range of non-jury functions including the maintenance of Supreme Court case records, certification of Supreme Court documents, filing of business certificates and collection of fees for the filing of court documents. Outside New York City, County Clerks serve as clerks of the Supreme and County Courts, maintaining County Court and Supreme Court records, collecting fees for the filing of court documents and also performing many record-keeping functions, some of which are related to the courts. For more information check your local County Clerk's office.

COURT INTERPRETING SERVICES

The New York State Unified Court System is committed to improving access to justice for Limited English Proficient individuals so that they may effectively participate in all aspects of the court. The New York State Courts provide interpreting services, including Sign language, for court users at no cost to the person with limited English proficiency, regardless of the person's level of ability to communicate in the spoken English language.

If you need a foreign or Sign language interpreter for a court appearance, contact the Chief Clerk's office of the court in which you are going to appear. An interpreter will be assigned for your court appearance free of charge. If you do not know how to reach the court you may contact the Office of Language Services by calling 646-386-5670 or emailing courtinterpreter@nycourts.gov. For more information about language access or court interpreters visit www.nycourts.gov/courtinterpreter.

CRIMINAL HISTORY SEARCH

The court system's criminal history database includes records from all 62 New York State counties. For a fee, the courts' Criminal History Record Search Unit performs searches of the database to provide an individual's criminal history to public agencies, private companies and members of the public. For more information visit www.nycourts.gov/apps/chrs or call 212-428-2943.

DIVORCE RESOURCES

For a general overview of the divorce process in New York State and links to resources in your local county, visit www.nycourts.gov/divorce/index.shtml.

DOMESTIC VIOLENCE RESOURCES

Domestic violence impacts the lives of thousands of New Yorkers each and every day. This type of violence is a crime. Resources are available for those who find themselves in a situation involving domestic violence. Find information at: www.nycourts.gov/topics/domesticviolence.shtml.

E-FILING RESOURCE CENTER

NYSCEF (New York State Courts E-Filing) is a program that facilitates the electronic filing of legal papers with the County Clerk or appropriate court in certain types of cases. The E-Filing Resource Center provides training and assistance to all NYSCEF users, including judges, county clerks, court personnel, attorneys and unrepresented persons. For more information about e-filing, visit: www.nycourts.gov/efile. Filers who need help to register as a NYSCEF user and/or navigational guidance may contact the Resource Center at nyscef@nycourts.gov or 646-386-3033.

FIDUCIARIES (Guardians, Referees and Others)

Fiduciaries are appointed by the court to a position of trust, serving individuals and the courts in a variety of ways, including as guardians, receivers or referees. The courts' Office of Guardian and Fiduciary Services offers training and other help to such individuals. For more information visit www.nycourts.gov/ip/gfs/index.shtml or call 212-428-5505.

(For complaints relating to a fiduciary appointment contact the Managing Inspector General for Fiduciary Appointments at **646-386-3515**.)

JUROR WEBSITE AND HOTLINE

Jurors and other individuals interested in the jury system can obtain information about jury service in New York on the court system's juror website, www.nyjuror.gov, which includes juror orientation videos, juror handbooks, links to the state's 62 local jury offices and an online form to volunteer for service. Those seeking information about jury service can also call 1-800-NY-JUROR (1-800-695-8767) toll-free or email nyjuror@nycourts.gov for assistance.

"LAY" GUARDIAN ASSISTANCE PROGRAM

A guardian is an adult selected by the judge to make decisions for another person who needs help managing finances and/or making personal care decisions. The Guardianship Assistance Network (GAN) helps families and friends who have been appointed by the court under Article 81 of the New York State Mental Hygiene Law to serve as guardians. GAN offers support, practical advice and training to help lay guardians carry out their responsibilities. For more information call 347-296-1948 or email GAN@nycourts.gov.

LEGAL RESEARCH ASSISTANCE FOR THE PUBLIC

Law libraries are located in courthouses in each county to provide legal research assistance to local attorneys and the general public. Court librarians are also available during business hours to answer questions by calling 1-800-COURT-NY (1-800-268-7869) toll-free (assistance is available in languages other than English). For more information about the court system's legal research services visit www.nycourts.gov/lawlibraries/index.shtml or call 518-238-4361.

PARENT EDUCATION AND AWARENESS PROGRAM

The court system oversees a statewide network of certified Parent Education and Awareness Programs that offer parents undergoing a divorce or separation information and practical tools to help them better understand how the breakup can affect their children and aid them in making their new family situation less stressful. While parents are often ordered or referred by the court to attend a parent education class, parents may also voluntarily participate in these programs. For more information visit www.nycourts.gov/parented, email nyparent-ed@nycourts.gov or call 888-809-2798 toll-free.

DIRECTORY OF ADMINISTRATIVE OFFICES

Administrative judges oversee the courts within their jurisdiction, managing caseloads and administrative functions, including personnel management and budget administration. Following is a statewide directory of administrative judges' offices by court or judicial district. You can also view our online directory at www.nycourts.gov/Admin/local-admin.shtml.

COURTS IN NEW YORK CITY

CITYWIDE COURTS

1ST JUDICIAL DISTRICT (MANHATTAN)

 New York County Supreme Court Criminal Matters 646-386-4000 100 Centre Street, New York, NY 10013 www.nycourts.gov/courts/1jd/criminal 2ND JUDICIAL DISTRICT (BROOKLYN) Kings County Supreme Court 360 Adams Street, Brooklyn, NY 11201 www.nycourts.gov/courts/2jd/kings/civil/index.shtml Kings County Supreme Court Criminal Matters...... 347-296-1076 320 Jay Street, Brooklyn, NY 11201 www.nycourts.gov/courts/2jd/kings/criminal/index.shtml 11TH JUDICIAL DISTRICT (QUEENS) Queens County Supreme Court Civil Matters 718-298-1000 88-11 Sutphin Boulevard, Jamaica, NY 11435 www.nycourts.gov/courts/11jd/supreme/civilterm/index.shtml Queens County Supreme Court Criminal Matters...... 718-298-1000 125-01 Queens Boulevard, Kew Gardens, NY 11415 www.nycourts.gov/courts/11jd/supreme/criminalterm/index.shtml 12TH JUDICIAL DISTRICT (BRONX) Bronx County Supreme Court Civil Matters......718-618-1400 851 Grand Concourse, Bronx, NY 10451 www.nycourts.gov/courts/12jd/bronx/civil/index.shtml

13TH JUDICIAL DISTRICT (STATEN ISLAND)

COURTS OUTSIDE NEW YORK CITY

3RD JUDICIAL DISTRICT

4TH JUDICIAL DISTRICT

5TH JUDICIAL DISTRICT

6TH JUDICIAL DISTRICT

7TH JUDICIAL DISTRICT

8TH JUDICIAL DISTRICT

9TH JUDICIAL DISTRICT

10TH JUDICIAL DISTRICT

STATEWIDE

HERE ARE JUST A FEW OF THE HELPFUL FEATURES YOU'LL FIND ON OUR WEBSITE

Access to Justice

(Ensuring equal access to justice for everyone: programs, publications etc.)

https://ww2.nycourts.gov/ip/nya2j/index.shtml

Careers

(Current job openings, career paths etc.) https://ww2.nycourts.gov/careers/index.shtml

Community Outreach

(Court Tours, Speakers Bureau and other public outreach programs)
https://ww2.nycourts.gov/ip/nya2j/Courts_Community_Center/
index.shtml

 CourtHelp – Don't have an attorney and need help navigating the courts?

(Court forms, information about court procedures and more) www.nycourthelp.gov

Diversity and Inclusion

(Policies, programs and resources etc.)
https://ww2.nycourts.gov/careers/diversity/index.shtml

Frequently Asked Questions – FAQs (An alphabetical listing of FAQs by topic) https://www.nycourts.gov/FAQ/index.shtml

Jury Service

(Information for New York State jurors) www.nyjuror.gov



MISSION STATEMENT

The mission of the Unified Court System (UCS) is to deliver equal justice under the law and to achieve the just, fair and timely resolution of all matters that come before our courts. In the service of our mission, the UCS is committed to operating with integrity and transparency, and to ensuring that all who enter or serve in our courts are treated with respect, dignity and professionalism. We affirm our responsibility to promote a court system free from any and all forms of bias and discrimination and to promote a judiciary and workforce that reflect the rich diversity of New York State.

For more information visit us at:

WWW.NYCOURTS.GOV

or call

1-800-COURT-NY (1-800-268-7869)

Assistance is available in English and Other Langueages TTY: Call 711 (nyrelay.com)