

**SAMPLE - NOT FOR USE**  
**POWER OF ATTORNEY**  
**NEW YORK STATUTORY SHORT FORM**

**(a) CAUTION TO THE PRINCIPAL:**

Your Power of Attorney is an important document. As the “principal,” you give the person whom you choose (your “agent”) authority to spend your money and sell or dispose of your property during your lifetime without telling you. You do not lose your authority to act even though you have given your agent similar authority.

When your agent exercises this authority, he or she must act according to any instructions you have provided or, where there are no specific instructions, in your best interest. “Important Information for the Agent” at the end of this document describes your agent’s responsibilities.

Your agent can act on your behalf only after signing the Power of Attorney before a notary public.

You can request information from your agent at any time. If you are revoking a prior Power of Attorney, you should provide written notice of the revocation to your prior agent(s) and to any third

parties who may have acted upon it, including the financial institutions where your accounts are located.

You can revoke or terminate your Power of Attorney at any time for any reason as long as you are of sound mind. If you are no longer of sound mind, a court can remove an agent for acting improperly.

Your agent cannot make health care decisions for you. You may execute a “Health Care Proxy” to do this.

The law governing Powers of Attorney is contained in the New York General Obligations Law, Article 5, Title 15. This law is available at a law library, or online through the New York State Senate or Assembly websites, [www.senate.state.ny.us](http://www.senate.state.ny.us) or [www.assembly.state.ny.us](http://www.assembly.state.ny.us).

If there is anything about this document that you do not understand, you should ask a lawyer of your own choosing to explain it to you.

**(b) DESIGNATION OF AGENT(S):**

I, \_\_\_\_\_  
\_\_\_\_\_  
name and address of principal

hereby appoint: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ as my agent(s).  
name(s) and address(es) of agent(s)

If you designate more than one agent above, they must act together unless you initial the statement below.

( ) My agents may act SEPARATELY.

**(c) DESIGNATION OF SUCCESSOR AGENT(S): (OPTIONAL)**

If any agent designated above is unable or unwilling to serve, I appoint as my successor agent(s):

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name(s) and address(es) of successor agent(s)

Successor agents designated above must act together unless you initial the statement below.

(     ) My successor agents may act SEPARATELY.

You may provide for specific succession rules in this Section. Insert specific succession provisions here:

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**(d)** This POWER OF ATTORNEY shall not be affected by my subsequent incapacity unless I have stated otherwise below, under “Modifications”.

**(e)** This POWER OF ATTORNEY DOES NOT REVOKE any Powers of Attorney previously executed by me unless I have stated otherwise below, under “Modifications.”

If you do NOT intend to revoke your prior Powers of Attorney, and if you have granted the same authority in this Power of Attorney as you granted to another agent in a prior Power of Attorney, each agent can act separately unless you indicate under “Modifications” that the agents with the same authority are to act together.

**(f) GRANT OF AUTHORITY:**

To grant your agent some or all of the authority below, either

(1) Initial the bracket at each authority you grant, or

(2) Write or type the letters for each authority you grant on the blank line at (P), and initial the bracket at (P). If you initial (P), you do not need to initial the other lines.

I grant authority to my agent(s) with respect to the following subjects as defined in sections 5-1502A through 5-1502N of the New York General Obligations Law:

- (    ) (A) real estate transactions;
- (    ) (B) chattel and goods transactions;
- (    ) (C) bond, share, and commodity transactions;
- (    ) (D) banking transactions;
- (    ) (E) business operating transactions;
- (    ) (F) insurance transactions;
- (    ) (G) estate transactions;
- (    ) (H) claims and litigation;
- (    ) (I) personal and family maintenance. If you grant your agent this authority, it will allow the agent to make gifts that you customarily have made to individuals, including the agent, and charitable organizations. The total amount of all such gifts in any one calendar year cannot exceed five hundred dollars;
- (    ) (J) benefits from governmental programs or civil or military service;
- (    ) (K) health care billing and payment matters; records, reports, and statements;
- (    ) (L) retirement benefit transactions;
- (    ) (M) tax matters;
- (    ) (N) all other matters;
- (    ) (O) full and unqualified authority to my agent(s) to delegate any or all of the foregoing powers to any person or persons whom my agent(s) select;
- (    ) (P) EACH of the matters identified by the following letters \_\_\_\_\_  
\_\_\_\_\_.

You need not initial the other lines if you initial line (P).

**(g) MODIFICATIONS: (OPTIONAL)**

In this section, you may make additional provisions, including language to limit or supplement authority granted to your agent.

However, you cannot use this Modifications section to grant your agent authority to make gifts or changes to interests in your property. If you wish to grant your agent such authority, you **MUST** complete the Statutory Gifts Rider.

Initial statements (modifications) that you are inserting:

- ( ) This Power of Attorney revokes all other Powers of Attorney signed by me on a prior date.
- ( ) This Power of Attorney revokes all other Powers of Attorney signed by me on a prior date except for the Power of Attorney signed by me on \_\_\_\_\_ (insert date).
- ( ) This Power of Attorney revokes only the Power of Attorney signed by me on \_\_\_\_\_ (insert date), but no other Powers of Attorney signed by me on a prior date.
- ( ) This Power of Attorney revokes previous Powers of Attorney signed by me except those for specific limited purposes including management of bank or security accounts.
- ( ) In the event that I have two or more Powers of Attorney in effect, my agent(s) are to act in accordance with the terms indicated on each Power of Attorney (together or separately).
- ( ) My monitor may request my agent(s) to supply information pursuant to section (i) of this Power of Attorney no more than \_\_\_\_\_ (insert a time frame).
- ( ) I want my agent(s) to be reasonably compensated. I define reasonable compensation as: \$\_\_\_\_\_ per hour.
- ( ) My agent(s) may convey my Co-op apartment Unit #: \_\_\_\_\_ located at:  
Address: \_\_\_\_\_  
*(Include City, State & Zip)*
- ( ) My agent(s) may convey my real property located at:  
Address: \_\_\_\_\_  
*(Include City, State & Zip)*

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