

A Family Law case only involves issues concerning children, such as custody, visitation and child support, and is heard and decided in Family Court. Both a married and unmarried couple with children can go to Family Court.

In addition to child custody and child support, a divorce case will also involve issues of the division of property, assets and debt between a married couple. Each County in New York has a Supreme Court which hears divorce actions. Only a Supreme Court can enter a Judgment of Divorce, a Family Court cannot.

If you have issues involving only children, and you are either unmarried, or married and don't necessarily want a divorce, you should go to Family Court. If you want to be divorced, you will have to go to Supreme Court.