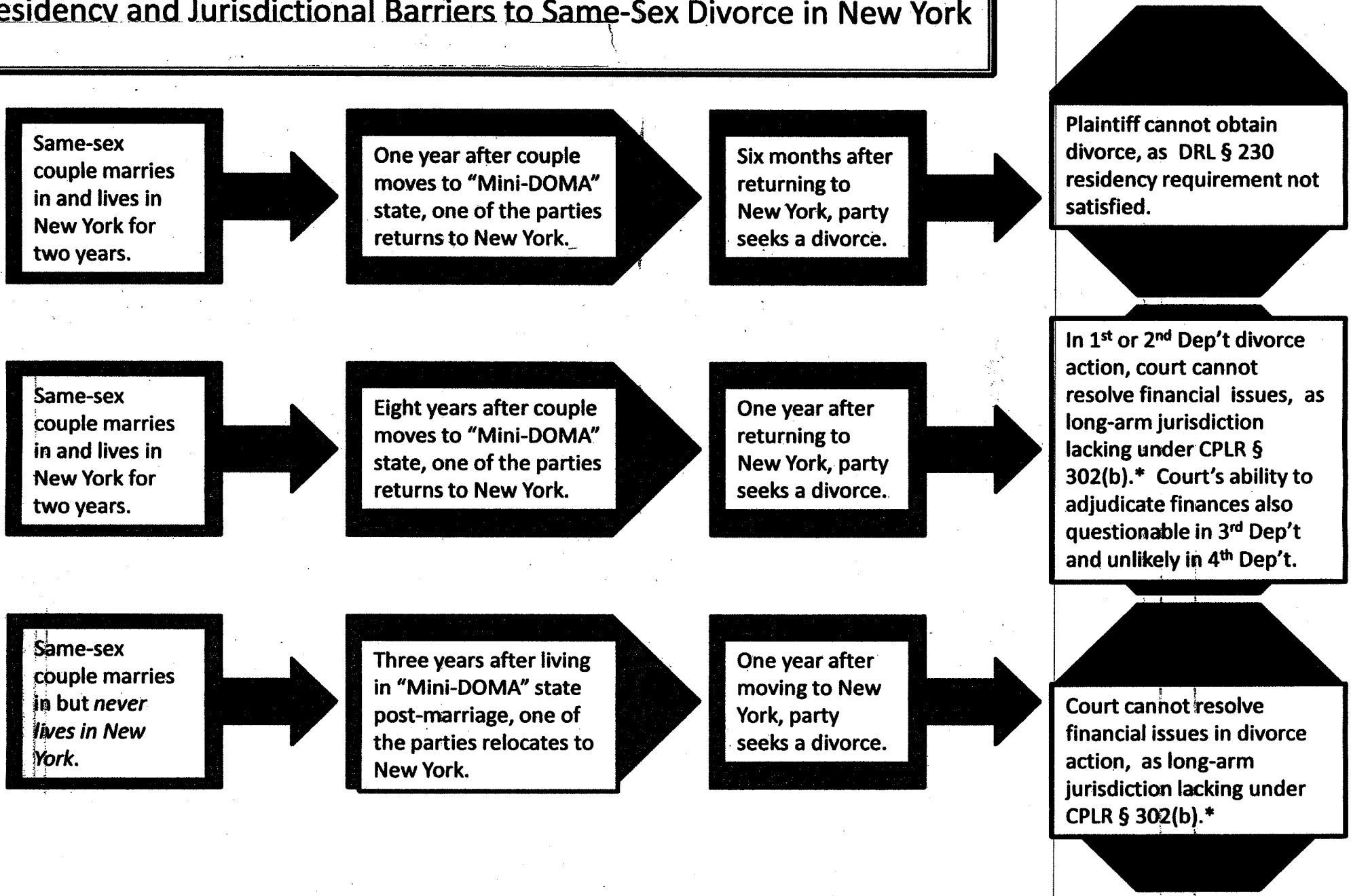
Residency and Jurisdictional Barriers to Same-Sex Divorce in New York



* *See, e.g., Klette v.* Klette, 167 A.D.2d 197 (1st Dep't 1990); *Lieb v. Lieb,* 53 A.D.2d 67 (2d Dep't 1976); *Levy v. Levy*, 185 A.D.2d 15 (3rd Dept 1993); *Paparella v. Paparella*, 74 A.D.2d 106 (4th Dep't 1980). Note, however, that where the plaintiff spouse has met the residency requirement of DRL § 230 but the court lacks personal jurisdiction over the defendant under CPLR § 302(b), the court may dissolve the marriage under CPLR § 314(1), but it may not award maintenance, support, or counsel fees or dispose of any property belonging to defendant outside of New York.