

IN THE DISTRICT COURT OF COUNTY
STATE OF OKLAHOMA

IN THE MATTER OF:

DOB: _____)
DOB: _____)
DOB: _____)
DOB: _____)
DOB: _____)
DOB: _____)

Case No _____
Date: _____

Alleged Deprived Child(ren)

ADJUDICATION ORDER

NOW on this _____ day of _____, 20_____, the follow appearances were made and proceedings held:

APPEARANCES:

Mother: _____
 Mother: _____
 Father: _____
 Father: _____
 Father: _____
 Father: _____
 Child(ren): _____
 Child(ren): _____
 Child(ren): _____
 Child(ren): _____
 Child(ren): _____
 Child(ren): _____
 OKDHS: _____
 State: _____
 Ct. Reporter: _____
 Other: _____
 Other: _____

Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 Atty: _____
 CASA: _____
 Tribe(s): _____
 Other: _____
 Other: _____
 Other: _____

FINDINGS AND ORDERS OF THE COURT

The Court has reviewed and considered the evidence submitted by the parties on this date including, the testimony of witnesses, exhibits admitted into evidence, and the statements and arguments of counsel and **HEREBY FINDS, ORDERS AND DECREES**

I. MANDATORY FINDINGS:

The Court has jurisdiction over the parties and the subject matter

The Indian Child Welfare Act **does** **does not** apply

The name of the Tribe is: _____, Has been notified

Other _____

A. REASONABLE EFFORTS:

The continuation of the child(ren) _____ in the(ir) home **is** **is not** contrary to the welfare of the child

AND

Reasonable efforts **have** or **have not** been made to prevent the need for removal of the child(ren) _____;

OR

Reasonable efforts **have** or **have not** been made to finalize the permanency plan and to place the child(ren) _____ in a timely manner in accordance with it.

OR

Continuation of reasonable efforts to reunite the child with the child’s family is unnecessary pursuant to Title 10A O.S. §1-4-809 and a permanency hearing is set for _____, if applicable.

The child(ren) _____ is age sixteen (16) or older and services **are** **are not** being provided to facilitate transition into independent living.

If siblings have been removed, reasonable efforts **have** **have not** been made to place them together,

OR

if separated, reasonable efforts **have** **have not** been made to provide for frequent visitation or other on-going interactions.

B. ACTIVE EFFORTS: (Indian Children)

Active efforts **have** **have not** been made to prevent the need for removal of the child(ren) _____,

OR

Active efforts **have** **have not** been made to return the child(ren) _____ to the home. (if applicable) The active efforts are: _____

OR

Placement **has** **has not** been made in accordance with the placement preferences set forth in 25 U.S.C. 1915.

(if applicable)

Good cause exists to deviate from the placement preferences, to wit:

II. ADJUDICATION:

The State moved to amend the allegations of the Petition as follows: _____ which request was
granted **denied**

A. Stipulation:

The Mother _____ Father _____ Other _____ stipulate(s) to the allegations of the Petition
Post Adjudication Petition.
 As is
 As amended by interlineations

B. Bench Trial:

On this date a bench trial was had before this court and based on the evidence, **the Court Finds:**
 All allegations of the Petition or Post-adjudication Petition are supported by the evidence and the petition is sustained.
 The Petition is not supported by the evidence. Further, this matter is dismissed and all previous orders of the Court in this matter are dismissed.
 The court finds that the following allegations are supported by the evidence and the Petition or Post-adjudication Petition is sustained as to only those allegations _____

C. Failure to Appear:

The Mother _____ Father _____ failed to appear after having received notice of the hearing date and time either at the last hearing, or by personal service or certified mail,
OR,
 The whereabouts of the Mother _____ Father _____ are unknown and the Court has conducted a judicial inquiry into the Petitioner's search to determine the names and whereabouts of respondents to be served herein by publication, and based on the evidence adduced, including the affidavit of the Court finds that Petitioner has exercised due diligence and has conducted a meaningful search of all reasonably available sources at hand. The Court, having examined the notice and affidavit filed herein showing publication once a week for three (3) consecutive weeks, approves the publication service given herein as meeting both statutory requirements and the minimum standards of state and federal due process. That the halls were called three times with no response.
 The Court finds that the parent's failure to appear constitutes consent to the adjudication of the child(ren) _____ as deprived child(ren).

D. Best Interests of the Child:

The Court further finds that adjudication(s) of the child(ren) _____ is/are in the best interest of the child(ren) and that is further in the best interests of the child(ren) that the child(ren) be made Ward(s) of the Court.
 The Court finds that it is not in the best interests of the child(ren) _____ to be made wards of the Court.

III. TEMPORARY CUSTODY:

The previous orders regarding the temporary custody of the respondent child(ren) _____ are to remain in full force and effect until further Order of the Court.
OR
 The temporary custody of the child(ren) _____ shall be with:
 Oklahoma Department of Human Services
 Other _____, **or** **with** or **without** OKDHS supervision, and;

IV. The parties and participants are in agreement with the Court's determination of the custody and placement of the child(ren) _____;
OR
 The parties' and participants' recommendations as to custody and placement are as follows: _____

V. The Court has been advised that:
 the State
 the attorney for the child(ren) _____ believes releasing the child(ren) from State custody creates a serious risk of danger and intends to seek review of the Court's order. The Court therefore stays its order for a period not to exceed three (3) judicial days pending filing of an application for review, said stay to continue until completion of review if a written application for review is filed. In the event no application is filed, or written notice is given to the trial court withdrawing the objection, the stay shall be lifted and the child(ren) released in accordance with the Court's order.

VI. **FUTURE HEARINGS:**

This case is set for Disposition on the _____ day of _____, 20____ at _____ o'clock _____.M. before Judge _____ and all parties present are ordered to appear.
 A hearing is set on the _____ day of _____, 20____ at _____ o'clock _____.M. before Judge _____ for _____.

VII. **OTHER FINDINGS/ORDERS:**

Mother _____ Father _____ are advised, pursuant to Title 10A O.S. § 1-4-603(B), "FAILURE TO APPEAR AT ANY SUBSEQUENT HEARING OR COMPLY WITH ANY REQUIREMENTS OF THE COURT MAY RESULT IN THE TERMINATION OF PARENTAL RIGHTS TO THE CHILD(REN) _____."

Mother _____ Father _____ ordered to pay court costs in the amount of \$_____ prior to dismissal of the case or by the _____ day of _____, 20____,

Mother _____ Father _____ ordered to pay costs for attorney's fees in the amount of \$_____ to the clerk's office within 90 days of today's date or by the _____ day of _____, 20____,

OKDHS is hereby ordered to prepare an individualized service plan developed with the participation of the parent, for each parent and each child. Copies of the service plan shall be provided to the court and all participants 3 days prior to the next hearing /or by the _____ day of _____, 20____.

Other: _____

The Court hereby certifies that a copy of this order has been delivered to Mother _____ Father _____ **OKDHS** and/or all participants and attorneys present at this proceeding.

JUDGE OF THE DISTRICT COURT