



Oregon

Kate Brown, Governor

Department of Human Services

Child Welfare

1937 W. Harvard

Roseburg, OR 97471-2720

541-440-3373

Fax: 541-673-9938

TTY: 541-440-3308

August 26, 2015

Elkton High School
Superintendent, Andy Boe
739 River Dr
Elkton, OR 97436



RE: Student, Apryl Beamer, (Date of Birth, 6/19/97)

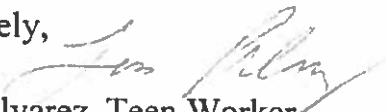
Dear Mr. Boe:

This is to confirm the conversation we had today regarding student, Apryl Beamer. This includes the following information:

Apryl is in foster care through DHS/Child Welfare Program which means she is a ward of the court in Douglas County. Please find the attached court order reflecting this for your records. DHS/Child Welfare Program is her legal guardian and I am her assigned caseworker.

Apryl was placed in a foster home in the North Douglas School District in December 2013. For various reasons, I moved Apryl to several different foster homes since then. She is currently living in Elkton where she has been since May 2015. As you are aware she finished out last year's school year in North Douglas and is now signed up to attend Elkton High School, since now her substitute care placement is in the Elkton School District. Although Apryl is now 18 years old, Child Welfare remains as her legal guardian. If you have further questions please contact me at (541) 430-7442 and/or email me at lisa.alvarez@state.or.us.

Sincerely,


Lisa Alvarez, Teen Worker
Social Service Specialist
DHS/CHILD WELFARE PROGRAM

LA:

"Safety, health and independence for all Oregonians"
An Equal Opportunity Employer

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR DOUGLAS COUNTY
JUVENILE DEPARTMENT

In The Matter of:

Aletha Beamer	1000095
Apryl Beamer	1000094
Aaron Beamer	1000093
Audevon Beamer	1000092
Brian Dockery	1000091

JUV History #

Petition Number:

10JUD76

Child(ren).

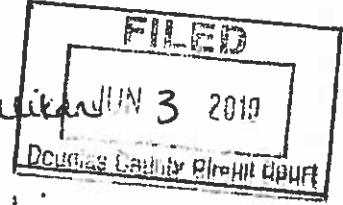
Juvenile Dependency

Judge:

Robert M. Miller
SC
CD

Clerk:

Recording:



Nature of Hearing: Jurisdiction

Appearances:

D.A.

J. Zwyer

DHS

F. Roberts, J. Hunter

Child/Attorney

K. Madison

Mother

A. Smith

Mother/Attty

T. Bernier

Father

B. Dockery

Father/Atty

L. Alter

Father

A. Aaron Beamer

Father/Atty

J. Greenwood

Father

J. Beum Beamer

Father/Atty

M. Hendershott

Hearing/Notes:

Appointments:

Attorney - New

Attorneys re-appointed

CASA

Child/Attorney

Father/Attorney

Mother/Attty

Father/Attorney

Miscellaneous Orders:

Findings attached

Order Shelter Care / Temporary Custody DHS

Petition Amended by Interlineation

Order Dismissing

Petition Wardship

Findings in Jurisdiction Child(ren) - Ward of the Court

Order Denied

Termination of Parental Rights

Mother Father

Order Continued

Relinquishment/Stipulation

State to prepare Judgment

Next Scheduled Dates:

Date/Time/Room/Type-
Hearing

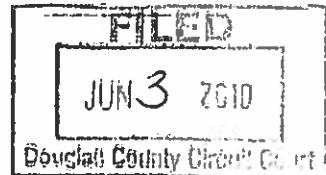
Review 9.14.10 @ 4 in 401

Date/Time/Room/Type-
Hearing

Perm Status Ch. 2.1.11 @ 4 in 401

DATED 6.3.10

Circuit Judge



IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR DOUGLAS COUNTY

In the Matter of:

April Blumer
A Ward.

) Petition Number: 10JU076
) JURISDICTION AND DISPOSITION
) JUDGMENT

THE COURT MAKES THE FOLLOWING FINDINGS:

► **Parties appearing:** Father Mother Guardian Child Tribe Deputy District Attorney Assistant Attorney General Attorney for Father Attorney for Mother Attorney for child Attorney for Tribe Attorney for Guardian CASA DHS

The ward resides in Douglas County and is under the age of 18.

The allegations in the petition or amended petition that have been admitted or proven are:
 Paragraphs: 1-8 of amended petition, as amended were admitted by father on 6/3/2010; Paragraphs: _____ were not contested by father. There is no legal father or he is deceased. Father could not be located. Father was found in default. Mother denies the petition and:

Paragraphs: 1-8 of amended petition, as amended were admitted by mother on _____; Paragraphs: _____ were not contested by mother. Mother is deceased or could not be located. Mother was found in default. Mother denies the petition and:

Paragraphs: _____ were proven by the state by a preponderance of the evidence on _____.

Attached are amendments made to the admitted or proven petition paragraphs.

Father Mother stipulates to jurisdiction.

IT IS ORDERED THAT:

The above ward is within the jurisdiction of the Court and declared a ward of the Court by reason of the following:

The ward is beyond the control of his/her parents, guardian or other person having custody based upon the allegations proven or admitted as set forth above.

The ward's conditions, behavior and circumstances are such as to endanger his/her own welfare or the welfare of others.

The ward is dependent for care and support on a public or private ward caring agency that needs the services of the Court in planning for the best interests of the ward.

The parents or any other person(s) having custody of the ward have:

abandoned the ward;

failed to provide the ward with the care, support, or education required by law;

subjected the ward to cruelty, depravity, or unexplained physical injury;
 failed to provide the ward with the care, guidance, and protection necessary for the physical, mental, or emotional well-being of the ward.

JICWA does not apply. JICWA applies in this case, the state has met its burden by clear and convincing evidence and the court has considered expert testimony as required by ICWA. (See ICWA Addendum, JF3i).

The petition was not proven and is dismissed.

► **REASONABLE OR ACTIVE EFFORTS : 419B.185(1).**

No reasonable efforts or Active Efforts finding is necessary because the ward has not been removed from the ward's home or has been returned to the home of a parent.

In light of the circumstances of the ward and the parents and the ward's health and safety having been considered as the paramount concern, the court finds that the Department of Human Services (DHS):

has made has not made reasonable efforts Active Efforts to prevent or eliminate the need for removal of the ward from the home since the date of removal [419B.185];

Reasonable efforts Active Efforts have been made by DHS in that under the circumstances no efforts were possible that would have prevented the need for removal or made it possible for them to return since the date of removal [419B.185];

► **Placement: diligent efforts findings [419B.192]**

A diligent efforts finding required by ORS 419B.192 is not necessary because the ward is not placed in substitute care.

DHS made did not make diligent efforts to place the ward with siblings.

A diligent efforts finding regarding placement with a sibling is not necessary because the ward has no minor siblings. 419B.192

DHS made did not make diligent efforts to place the ward with a suitable relative.

When making reasonable, Active and diligent efforts:

The court adopts as a recitation of reasonable efforts and diligent efforts Active Efforts and diligent efforts and by reference incorporates herein the facts set forth in the Affidavit, Report dated 6.3.10.

The court further considers evidence received in court.

Additional Findings Set Forth on the Attached Addendum to this Order. Below in **Other**.

//

CHILD REMOVED FROM HOME:

The selected method of treatment is the least restrictive and intrusive available that adequately addresses the needs of the child. It is in the best interest of the child to be placed out of the home because of the facts set forth the Report submitted by DHS , dated 6/3/10 and/or as otherwise set forth below. 419B.337(1)(a).

Visitation Findings [419B.337(3)]

Visitation findings are not necessary because the ward is not in substitute care.

DHS has developed a parent/child visitation plan and it is approved.

DHS has not developed an adequate parent/child visitation plan

the court directs that DHS develop an adequate parent/child visitation plan.

the court directs that the parent/child visitation plan include the following provisions:

The court orders adoption of the parent/child visitation plan set forth in the Visitation Addendum attached hereto and incorporated.

CHILD NOT REMOVED FROM HOME OR ORDERED TO BE RETURNED:

The court does not find that it is in the best interests of the child to be placed in substitute care.

REGARDLESS OF PLACEMENT:

Parents/guardian agree to participate in the services set forth in the Service Agreement.

Time lines are set to monitor the efforts and progress of the parent/guardian.

The case plan bears a rational relationship to the jurisdictional findings of the Court.

The parent/guardian have been informed of the circumstances in which the concurrent plan could be implemented.

The court has found Special Circumstances apply and JF10 is attached.

IT IS ORDERED THAT:

The child is placed in the legal and physical custody of:

the Department of Human Services (DHS), Mother Father

_____; and the same is made guardian of said child until further order of the Court pursuant to ORS 419B.370, subject to any conditions now or hereafter ordered by this Court. The child is made a ward of the court pursuant to ORS 419B.328;

Subject to the Service Agreement or Letter of Expectation attached hereto.

Subject to protective supervision ordered pursuant to ORS 419B.331.

[] The court further orders [] mother [] father to comply with the terms of the [] Service Agreement [] Letter of Expectation approved this date.

The Court approves:

[] The case plan and date of achievement is [] return to parent by _____ /
[] other: _____ no later than _____.
[] Maintain placement with parent.

[] The concurrent permanent plan and date of achievement is: [] Adoption [] Guardianship
[] Placement with a Fit and Willing Relative [419B.476(4)(f)] [] Planned Permanent Living
Arrangement - Date of achievement: _____.

[] There is no concurrent plan because child is placed with a parent.

[] OTHER:

This case shall next be reviewed:

by the court at the annual permanency review on 2.1.11 at 4:00 AM/PM.

by the court at a special review hearing on 9.14.10 at 4:00 AM/PM.

[] Deadline for DHS to file School Attendance and Face to Face Contact Report with the court: _____. [419B.443(1)(d) and (e)]

Parties present today were ORDERED to appear at next date.

DATED: 6.3.10



Robert Millek
Senior Judge
Pro Tem

FILED

JUN 3 2010

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR DOUGLAS COUNTY

Douglas County Circuit Court

In the Matter of:

Althea Beamer
A Ward.

) Petition Number: 10JU076
)
)
)
JURISDICTION AND DISPOSITION
JUDGMENT

THE COURT MAKES THE FOLLOWING FINDINGS:

► Parties appearing: Father Mother Guardian Child Tribe Deputy District Attorney Assistant Attorney General Attorney for Father Attorney for Mother Attorney for child Attorney for Tribe Attorney for Guardian CASA DHS

The ward resides in Douglas County and is under the age of 18.

The allegations in the petition or amended petition that have been admitted or proven are:

[] Paragraphs: _____ were admitted by father on _____; Paragraphs: _____ were not contested by father. [] There is no legal father or he is deceased. [] Father could not be located. [] Father was found in default. [] Mother denies the petition and:

Paragraphs: 1-8 of an amended petition, as amended were admitted by mother on _____; [] Paragraphs: _____ were not contested by mother. [] Mother is deceased or could not be located. [] Mother was found in default. [] Mother denies the petition and:

[] Paragraphs: _____ were proven by the state by a preponderance of the evidence on _____.

[] Attached are amendments made to the admitted or proven petition paragraphs.

Father Mother stipulates to jurisdiction.

IT IS ORDERED THAT:

The above ward is within the jurisdiction of the Court and declared a ward of the Court by reason of the following:

[] The ward is beyond the control of his/her parents, guardian or other person having custody based upon the allegations proven or admitted as set forth above.

The ward's conditions, behavior and circumstances are such as to endanger his/her own welfare or the welfare of others.

[] The ward is dependent for care and support on a public or private ward caring agency that needs the services of the Court in planning for the best interests of the ward.

The parents or any other person(s) having custody of the ward have:

[] abandoned the ward;

[] failed to provide the ward with the care, support, or education required by law;

subjected the ward to cruelty, depravity, or unexplained physical injury;
 failed to provide the ward with the care, guidance, and protection necessary for the physical, mental, or emotional well-being of the ward.

ICWA does not apply. ICWA applies in this case, the state has met its burden by clear and convincing evidence and the court has considered expert testimony as required by ICWA. (See ICWA Addendum, JF3i).

The petition was not proven and is dismissed.

► **REASONABLE OR ACTIVE EFFORTS : 419B.185(1)**

No reasonable efforts or Active Efforts finding is necessary because the ward has not been removed from the ward's home or has been returned to the home of a parent.

In light of the circumstances of the ward and the parents and the ward's health and safety having been considered as the paramount concern, the court finds that the Department of Human Services (DHS):

has made has not made reasonable efforts Active Efforts to prevent or eliminate the need for removal of the ward from the home since the date of removal [419B.185];

reasonable efforts Active Efforts have been made by DHS in that under the circumstances no efforts were possible that would have prevented the need for removal or made it possible for them to return since the date of removal [419B.185];

► **Placement: diligent efforts findings [419B.192]**

A diligent efforts finding required by ORS 419B.192 is not necessary because the ward is not placed in substitute care.

DHS made did not make diligent efforts to place the ward with siblings.

A diligent efforts finding regarding placement with a sibling is not necessary because the ward has no minor siblings. 419B.192

DHS made did not make diligent efforts to place the ward with a suitable relative.

When making reasonable, Active and diligent efforts:

The court adopts as a recitation of reasonable efforts and diligent efforts Active Efforts and diligent efforts and by reference incorporates herein the facts set forth in the Affidavit, Report dated 6.3.10.

The court further considers evidence received in court.

Additional Findings Set Forth on the Attached Addendum to this Order. Below in Other.

//

CHILD REMOVED FROM HOME:

The selected method of treatment is the least restrictive and intrusive available that adequately addresses the needs of the child. It is in the best interest of the child to be placed out of the home because of the facts set forth the Report submitted by DHS , dated 03.10 and/or as otherwise set forth below. 419B.337(1)(a).

Visitation Findings [419B.337(3)]

Visitation findings are not necessary because the ward is not in substitute care.

DHS has developed a parent/child visitation plan and it is approved.

DHS has not developed an adequate parent/child visitation plan

the court directs that DHS develop an adequate parent/child visitation plan.

the court directs that the parent/child visitation plan include the following provisions:

The court orders adoption of the parent/child visitation plan set forth in the Visitation Addendum attached hereto and incorporated.

CHILD NOT REMOVED FROM HOME OR ORDERED TO BE RETURNED:

The court does not find that it is in the best interests of the child to be placed in substitute care.

REGARDLESS OF PLACEMENT:

Parents/guardian agree to participate in the services set forth in the Service Agreement.

Time lines are set to monitor the efforts and progress of the parent/guardian.

The case plan bears a rational relationship to the jurisdictional findings of the Court.

The parent/guardian have been informed of the circumstances in which the concurrent plan could be implemented.

The court has found Special Circumstances apply and JF10 is attached.

IT IS ORDERED THAT:

The child is placed in the legal and physical custody of:

the Department of Human Services (DHS), Mother Father

_____; and the same is made guardian of said child until further order of the Court pursuant to ORS 419B.370, subject to any conditions now or hereafter ordered by this Court. The child is made a ward of the court pursuant to ORS 419B.328;

Subject to the Service Agreement or Letter of Expectation attached hereto.

Subject to protective supervision ordered pursuant to ORS 419B.331.

The court further orders mother father to comply with the terms of the
 Service Agreement Letter of Expectation approved this date.

The Court approves:

The case plan and date of achievement is return to parent by _____ /
 other: _____ no later than _____.
 Maintain placement with parent.

The concurrent permanent plan and date of achievement is: Adoption Guardianship
 Placement with a Fit and Willing Relative [419B.476(4)(f)] Planned Permanent Living
Arrangement -Date of achievement: _____.

There is no concurrent plan because child is placed with a parent.

OTHER:

This case shall next be reviewed:

by the court at the annual permanency review on 2/1/11 at 4:00 AM/PM.

by the court at a special review hearing on 9.14.10 at 4:00 AM/PM.

Deadline for DHS to file School Attendance and Face to Face Contact Report with the
court: _____. [419B.443(1)(d) and (e)]

Parties present today were ORDERED to appear at next date.

DATED: 6.3.10



Robert Millikan
Senior Judge
pro tem

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR DOUGLAS COUNTY

In the Matter of:

Aaron Beamer
A Ward.Petition Number: 10JUD76
JURISDICTION AND DISPOSITION
JUDGMENT

THE COURT MAKES THE FOLLOWING FINDINGS:

► **Parties appearing:** Father Mother Guardian Child Tribe Deputy District Attorney Assistant Attorney General Attorney for Father Attorney for Mother Attorney for child Attorney for Tribe Attorney for Guardian CASA DHS

The ward resides in Douglas County and is under the age of 18.

The allegations in the petition or amended petition that have been admitted or proven are:
[Paragraphs: 1-8 of amended petition, as amended] were admitted by father on 6/3/10; Paragraphs: _____ were not contested by father. [There is no legal father or he is deceased. [Father could not be located. [Father was found in default. [Mother denies the petition and:

[Paragraphs: 1-8 of amended petition, as amended] were admitted by mother on 6/3/10; [Paragraphs: _____ were not contested by mother. [Mother is deceased or could not be located. [Mother was found in default. [Mother denies the petition and:

[Paragraphs: _____ were proven by the state by a preponderance of the evidence on _____.

[Attached are amendments made to the admitted or proven petition paragraphs.

Father Mother stipulates to jurisdiction.

IT IS ORDERED THAT:

The above ward is within the jurisdiction of the Court and declared a ward of the Court by reason of the following:

[The ward is beyond the control of his/her parents, guardian or other person having custody based upon the allegations proven or admitted as set forth above.

The ward's conditions, behavior and circumstances are such as to endanger his/her own welfare or the welfare of others.

[The ward is dependent for care and support on a public or private ward caring agency that needs the services of the Court in planning for the best interests of the ward.

The parents or any other person(s) having custody of the ward have:

[abandoned the ward;

[failed to provide the ward with the care, support, or education required by law;

[] subjected the ward to cruelty, depravity, or unexplained physical injury;
[✓] failed to provide the ward with the care, guidance, and protection necessary for the physical, mental, or emotional well-being of the ward.

~~✓~~ JICWA does not apply. [] JICWA applies in this case, the state has met its burden by clear and convincing evidence and the court has considered expert testimony as required by ICWA. (See ICWA Addendum, JF3i).

[] The petition was not proven and is dismissed.

► **REASONABLE OR ACTIVE EFFORTS : 419B.185(1).**

[] No reasonable efforts or Active Efforts finding is necessary because the ward has not been removed from the ward's home or has been returned to the home of a parent.

[] In light of the circumstances of the ward and the parents and the ward's health and safety having been considered as the paramount concern, the court finds that the Department of Human Services (DHS):

[] Has made [] has not made ~~✓~~ reasonable efforts [] Active Efforts to prevent or eliminate the need for removal of the ward from the home since the date of removal [419B.185];

[] Reasonable efforts [] Active Efforts have been made by DHS in that under the circumstances no efforts were possible that would have prevented the need for removal or made it possible for them to return since the date of removal [419B.185];

► **Placement: diligent efforts findings [419B.192]**

[] A diligent efforts finding required by ORS 419B.192 is not necessary because the ward is not placed in substitute care.

[] DHS [✓] made [] did not make diligent efforts to place the ward with siblings.

[] A diligent efforts finding regarding placement with a sibling is not necessary because the ward has no minor siblings. 419B.192

[] DHS [✓] made [] did not make diligent efforts to place the ward with a suitable relative.

When making reasonable, Active and diligent efforts:

[] The court adopts as a recitation of ~~✓~~ reasonable efforts and diligent efforts [] Active Efforts and diligent efforts and by reference incorporates herein the facts set forth in the [] Affidavit, [] Report dated 6/3/10.

[] The court further considers evidence received in court.

[] Additional Findings [] Set Forth on the Attached Addendum to this Order. [] Below in Other.

//

CHILD REMOVED FROM HOME:

The selected method of treatment is the least restrictive and intrusive available that adequately addresses the needs of the child. It is in the best interest of the child to be placed out of the home because of the facts set forth the Report submitted by DHS , dated 6/3/10 and/or as otherwise set forth below. 419B.337(1)(a).

Visitation Findings [419B.337(3)]

Visitation findings are not necessary because the ward is not in substitute care.

DHS has developed a parent/child visitation plan and it is approved.

DHS has not developed an adequate parent/child visitation plan

the court directs that DHS develop an adequate parent/child visitation plan.

the court directs that the parent/child visitation plan include the following provisions:

The court orders adoption of the parent/child visitation plan set forth in the Visitation Addendum attached hereto and incorporated.

CHILD NOT REMOVED FROM HOME OR ORDERED TO BE RETURNED:

The court does not find that it is in the best interests of the child to be placed in substitute care.

REGARDLESS OF PLACEMENT:

Parents/guardian agree to participate in the services set forth in the Service Agreement.

Time lines are set to monitor the efforts and progress of the parent/guardian.

The case plan bears a rational relationship to the jurisdictional findings of the Court.

The parent/guardian have been informed of the circumstances in which the concurrent plan could be implemented.

The court has found Special Circumstances apply and JF10 is attached.

IT IS ORDERED THAT:

The child is placed in the legal and physical custody of:

the Department of Human Services (DHS), Mother Father

_____; and the same is made guardian of said child until further order of the Court pursuant to ORS 419B.370, subject to any conditions now or hereafter ordered by this Court. The child is made a ward of the court pursuant to ORS 419B.328;

Subject to the Service Agreement or Letter of Expectation attached hereto.

Subject to protective supervision ordered pursuant to ORS 419B.331.

The court further orders mother father to comply with the terms of the
 Service Agreement Letter of Expectation approved this date.

The Court approves:

The case plan and date of achievement is return to parent by _____ /
 other: _____ no later than _____.
 Maintain placement with parent.

The concurrent permanent plan and date of achievement is: Adoption Guardianship
 Placement with a Fit and Willing Relative [419B.476(4)(f)] Planned Permanent Living
Arrangement -Date of achievement: _____.

There is no concurrent plan because child is placed with a parent.

OTHER:

This case shall next be reviewed:

by the court at the annual permanency review on 2. 1. 11 at 4:00 AM/PM.

by the court at a special review hearing on 9. 14. 10 at 4:00 AM/PM.

Deadline for DHS to file School Attendance and Face to Face Contact Report with the
court: _____. [419B.443(1)(d) and (e)]

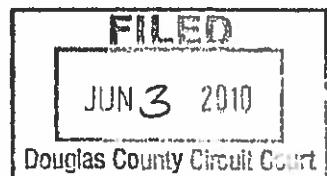
Parties present today were ORDERED to appear at next date.

DATED: 6.3.10



Robert M. Milligan
Senior Judge
Dro Team

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR DOUGLAS COUNTY



In the Matter of:

Audrey Beamer
A Ward.

) Petition Number: 10WU076
)
)
)
) JURISDICTION AND DISPOSITION
)
)
) JUDGMENT

THE COURT MAKES THE FOLLOWING FINDINGS:

► Parties appearing: Father Mother Guardian Child Tribe Deputy District Attorney Assistant Attorney General Attorney for Father Attorney for Mother Attorney for child Attorney for Tribe Attorney for Guardian CASA DHS

The ward resides in Douglas County and is under the age of 18.

The allegations in the petition or amended petition that have been admitted or proven are:
 Paragraphs: 1-8 of amended petition, as amended were admitted by father on 6/3/2010; Paragraphs: _____ were not contested by father. There is no legal father or he is deceased. Father could not be located. Father was found in default. Mother denies the petition and:

Paragraphs: 1-8 of amended petition, as amended were admitted by mother on 6/3/2010; Paragraphs: _____ were not contested by mother. Mother is deceased or could not be located. Mother was found in default. Mother denies the petition and:

Paragraphs: 1-8 were proven by the state by a preponderance of the evidence on _____.

Attached are amendments made to the admitted or proven petition paragraphs.

Father Mother stipulates to jurisdiction.

IT IS ORDERED THAT:

The above ward is within the jurisdiction of the Court and declared a ward of the Court by reason of the following:

The ward is beyond the control of his/her parents, guardian or other person having custody based upon the allegations proven or admitted as set forth above.

The ward's conditions, behavior and circumstances are such as to endanger his/her own welfare or the welfare of others.

The ward is dependent for care and support on a public or private ward caring agency that needs the services of the Court in planning for the best interests of the ward.

The parents or any other person(s) having custody of the ward have:

abandoned the ward;

failed to provide the ward with the care, support, or education required by law;

subjected the ward to cruelty, depravity, or unexplained physical injury;
 failed to provide the ward with the care, guidance, and protection necessary for the physical, mental, or emotional well-being of the ward.

ICWA does not apply. ICWA applies in this case, the state has met its burden by clear and convincing evidence and the court has considered expert testimony as required by ICWA. (See ICWA Addendum, JF3i).

The petition was not proven and is dismissed.

► **REASONABLE OR ACTIVE EFFORTS : 419B.185(1).**

No reasonable efforts or Active Efforts finding is necessary because the ward has not been removed from the ward's home or has been returned to the home of a parent.

In light of the circumstances of the ward and the parents and the ward's health and safety having been considered as the paramount concern, the court finds that the Department of Human Services (DHS):

has made has not made reasonable efforts Active Efforts to prevent or eliminate the need for removal of the ward from the home since the date of removal [419B.185];

Reasonable efforts Active Efforts have been made by DHS in that under the circumstances no efforts were possible that would have prevented the need for removal or made it possible for them to return since the date of removal [419B.185];

► **Placement: diligent efforts findings [419B.192]**

A diligent efforts finding required by ORS 419B.192 is not necessary because the ward is not placed in substitute care.

DHS made did not make diligent efforts to place the ward with siblings.

A diligent efforts finding regarding placement with a sibling is not necessary because the ward has no minor siblings. 419B.192

DHS made did not make diligent efforts to place the ward with a suitable relative.

When making reasonable, Active and diligent efforts:

The court adopts as a recitation of reasonable efforts and diligent efforts Active Efforts and diligent efforts and by reference incorporates herein the facts set forth in the Affidavit, Report dated 6.3.10.

The court further considers evidence received in court.

Additional Findings Set Forth on the Attached Addendum to this Order. Below in Other.

//
CHILD REMOVED FROM HOME:

The selected method of treatment is the least restrictive and intrusive available that adequately addresses the needs of the child. It is in the best interest of the child to be placed out of the home because of the facts set forth the Report submitted by DHS , dated 6.3.10 and/or as otherwise set forth below. 419B.337(1)(a).

Visitation Findings [419B.337(3)]

Visitation findings are not necessary because the ward is not in substitute care.

DHS has developed a parent/child visitation plan and it is approved.

DHS has not developed an adequate parent/child visitation plan

the court directs that DHS develop an adequate parent/child visitation plan.

the court directs that the parent/child visitation plan include the following provisions:

The court orders adoption of the parent/child visitation plan set forth in the Visitation Addendum attached hereto and incorporated.

CHILD NOT REMOVED FROM HOME OR ORDERED TO BE RETURNED:

The court does not find that it is in the best interests of the child to be placed in substitute care.

REGARDLESS OF PLACEMENT:

Parents/guardian agree to participate in the services set forth in the Service Agreement.

Time lines are set to monitor the efforts and progress of the parent/guardian.

The case plan bears a rational relationship to the jurisdictional findings of the Court.

The parent/guardian have been informed of the circumstances in which the concurrent plan could be implemented.

The court has found Special Circumstances apply and JF10 is attached.

IT IS ORDERED THAT:

The child is placed in the legal and physical custody of:

the Department of Human Services (DHS), Mother Father

_____; and the same is made guardian of said child until further order of the Court pursuant to ORS 419B.370, subject to any conditions now or hereafter ordered by this Court. The child is made a ward of the court pursuant to ORS 419B.328;

Subject to the Service Agreement or Letter of Expectation attached hereto.

Subject to protective supervision ordered pursuant to ORS 419B.331.

[] The court further orders [] mother [] father to comply with the terms of the
[] Service Agreement [] Letter of Expectation approved this date.

The Court approves:

[] The case plan and date of achievement is [] return to parent by _____ /
[] other: _____ no later than _____.
[] Maintain placement with parent.

[] The concurrent permanent plan and date of achievement is: [] Adoption [] Guardianship
[] Placement with a Fit and Willing Relative [419B.476(4)(f)] [] Planned Permanent Living
Arrangement - Date of achievement: _____.

[] There is no concurrent plan because child is placed with a parent.

[] OTHER:

This case shall next be reviewed:

[] by the court at the annual permanency review on 2-1-11 at 4:00 AM/PM.

[] by the court at a special review hearing on 9-14-10 at 4:00 AM/PM.

[] Deadline for DHS to file School Attendance and Face to Face Contact Report with the
court: _____. [419B.443(1)(d) and (e)]

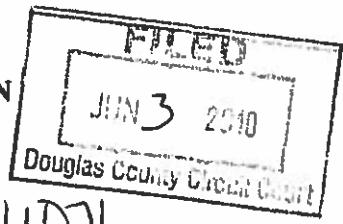
Parties present today were ORDERED to appear at next date.

DATED: 6-3-10



Robert Milliken
Senior Judge
Pro Tem

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR DOUGLAS COUNTY



In the Matter of:

Brian Dockery
A Ward.

) Petition Number: 10JUD076
)
) JURISDICTION AND DISPOSITION
) JUDGMENT

THE COURT MAKES THE FOLLOWING FINDINGS:

► **Parties appearing:** Father Mother Guardian Child Tribe Deputy District Attorney Assistant Attorney General Attorney for Father Attorney for Mother Attorney for child Attorney for Tribe Attorney for Guardian CASA DHS

The ward resides in Douglas County and is under the age of 18.

The allegations in the petition or amended petition that have been admitted or proven are:
 Paragraphs: 1-8 of amended petition, as amended were admitted by father on 10/3/2010; Paragraphs: _____ were not contested by father. There is no legal father or he is deceased. Father could not be located. Father was found in default. Mother denies the petition and:

Paragraphs: 1-8 of amended petition, as amended were admitted by mother on 10/3/2010; Paragraphs: _____ were not contested by mother. Mother is deceased or could not be located. Mother was found in default. Mother denies the petition and:

Paragraphs: _____ were proven by the state by a preponderance of the evidence on _____.

Attached are amendments made to the admitted or proven petition paragraphs.

Father Mother stipulates to jurisdiction.

IT IS ORDERED THAT:

The above ward is within the jurisdiction of the Court and declared a ward of the Court by reason of the following:

The ward is beyond the control of his/her parents, guardian or other person having custody based upon the allegations proven or admitted as set forth above.

The ward's conditions, behavior and circumstances are such as to endanger his/her own welfare or the welfare of others.

The ward is dependent for care and support on a public or private ward caring agency that needs the services of the Court in planning for the best interests of the ward.

The parents or any other person(s) having custody of the ward have:

abandoned the ward;

failed to provide the ward with the care, support, or education required by law;

subjected the ward to cruelty, depravity, or unexplained physical injury;
 failed to provide the ward with the care, guidance, and protection necessary for the physical, mental, or emotional well-being of the ward.

JICWA does not apply. JICWA applies in this case, the state has met its burden by clear and convincing evidence and the court has considered expert testimony as required by ICWA. (See ICWA Addendum, JF3i).

The petition was not proven and is dismissed.

► **REASONABLE OR ACTIVE EFFORTS : 419B.185(1).**

No reasonable efforts or Active Efforts finding is necessary because the ward has not been removed from the ward's home or has been returned to the home of a parent.

In light of the circumstances of the ward and the parents and the ward's health and safety having been considered as the paramount concern, the court finds that the Department of Human Services (DHS):

has made has not made reasonable efforts Active Efforts to prevent or eliminate the need for removal of the ward from the home since the date of removal [419B.185];

Reasonable efforts Active Efforts have been made by DHS in that under the circumstances no efforts were possible that would have prevented the need for removal or made it possible for them to return since the date of removal [419B.185];

► **Placement: diligent efforts findings [419B.192]**

A diligent efforts finding required by ORS 419B.192 is not necessary because the ward is not placed in substitute care.

DHS made did not make diligent efforts to place the ward with siblings.

A diligent efforts finding regarding placement with a sibling is not necessary because the ward has no minor siblings. 419B.192

DHS made did not make diligent efforts to place the ward with a suitable relative.

When making reasonable, Active and diligent efforts:

The court adopts as a recitation of reasonable efforts and diligent efforts Active Efforts and diligent efforts and by reference incorporates herein the facts set forth in the Affidavit, Report dated 6.3.10.

The court further considers evidence received in court.

Additional Findings Set Forth on the Attached Addendum to this Order. Below in Other.

//

CHILD REMOVED FROM HOME:

The selected method of treatment is the least restrictive and intrusive available that adequately addresses the needs of the child. It is in the best interest of the child to be placed out of the home because of the facts set forth the Report submitted by DHS , dated 6.3.10 and/or as otherwise set forth below. 419B.337(1)(a).

Visitation Findings [419B.337(3)]

Visitation findings are not necessary because the ward is not in substitute care.

DHS has developed a parent/child visitation plan and it is approved.

DHS has not developed an adequate parent/child visitation plan

the court directs that DHS develop an adequate parent/child visitation plan.

the court directs that the parent/child visitation plan include the following provisions:

The court orders adoption of the parent/child visitation plan set forth in the Visitation Addendum attached hereto and incorporated.

CHILD NOT REMOVED FROM HOME OR ORDERED TO BE RETURNED:

The court does not find that it is in the best interests of the child to be placed in substitute care.

REGARDLESS OF PLACEMENT:

Parents/guardian agree to participate in the services set forth in the Service Agreement.

Time lines are set to monitor the efforts and progress of the parent/guardian.

The case plan bears a rational relationship to the jurisdictional findings of the Court.

The parent/guardian have been informed of the circumstances in which the concurrent plan could be implemented.

The court has found Special Circumstances apply and JF10 is attached.

IT IS ORDERED THAT:

The child is placed in the legal and physical custody of:

the Department of Human Services (DHS), Mother Father

_____; and the same is made guardian of said child until further order of the Court pursuant to ORS 419B.370, subject to any conditions now or hereafter ordered by this Court. The child is made a ward of the court pursuant to ORS 419B.328;

Subject to the Service Agreement or Letter of Expectation attached hereto.

Subject to protective supervision ordered pursuant to ORS 419B.331.

[] The court further orders [] mother [] father to comply with the terms of the [] Service Agreement [] Letter of Expectation approved this date.

The Court approves:

The case plan and date of achievement is [] return to parent by _____ /
[] other: _____ no later than _____.
[] Maintain placement with parent.

The concurrent permanent plan and date of achievement is: [] Adoption [] Guardianship
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DATED: 6.3.10



Robert Millikan
Senior Judge
Pro Tem