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| **Kinship Matter of:** | Superior Court of New Jersey  |
|  | Chancery Division - Family Part |
|  | County of | - Select County -  |  |
| Child, | Docket Number: |   |
| NJSpirit Participant Number:  | NJSpirit Case Number: |   |
| FC Docket Number:   | **Civil Action****Order Used for Kinship Legal Guardianship Hearing** [ ]  **Amending Kinship Legal Guardianship**[ ]  **Vacating Kinship Legal Guardianship**[ ]  **Denying/Dismissing/ Rescheduling Application to Amend or Vacate Kinship Legal Guardianship** |

This matter having been brought before the Court on , 20 , and in the presence of:

|  |  |  |
| --- | --- | --- |
| the child |   | [ ]  appearing / [ ]  not appearing, [ ]  spoken language interpreter required language:  represented by |
| Law Guardian |   | , [ ]  appearing / [ ]  not appearing |

|  |  |  |
| --- | --- | --- |
| Caregiver [initials only in Division Cases] |  | [ ]  appearing / [ ]  not appearing [ ]  served / [ ]  not served[ ]  spoken language interpreter required language:   |

|  |  |  |
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| Caregiver [initials only in Division Cases] |  | [ ]  appearing / [ ]  not appearing [ ]  served / [ ]  not served[ ]  spoken language interpreter required language:   |

|  |  |  |
| --- | --- | --- |
| Defendant |  | [ ]  appearing / [ ]  not appearing,  |
|  |  | [ ]  spoken language interpreter required |
|  |  |  | language: |   |
|  |  | [ ]  notified / [ ]  not notifiedrepresented by |
| Attorney |   | [ ]  appearing / [ ]  not appearing |

|  |  |  |
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| Defendant |  | [ ]  appearing / [ ]  not appearing,  |
|  |  | [ ]  spoken language interpreter required |
|  |  |  | language: |   |
|  |  | [ ]  notified / [ ]  not notifiedrepresented by |
| Attorney |   | [ ]  appearing / [ ]  not appearing |

|  |  |  |
| --- | --- | --- |
| Division Caseworker/Supervisor  |   | [ ]  appearing / [ ]  not appearing |
| Division Phone number: |   | ext.:  |
| Deputy Attorney General |   | [ ]  appearing / [ ]  not appearing |

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| Court Appointed Special Advocate |   | [ ]  appearing / [ ]  not appearing |

|  |  |  |  |
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| Other:  |   |   | [ ]  appearing / [ ]  not appearing |

Two orders for Kinship Legal Guardianship (KLG) of the above-named minor child were entered by the Court on , 20 . The Court having reviewed the evidence, having considered the representations of counsel, if any, and for the reasons stated on the record,

**It is on this day of**   **, 20 , Ordered that:**

[ ]  **1.** The judgment and order dated , 20 , granting KLG are hereby **VACATED** for the following reasons:

   .

Custody of the minor child is awarded to , pursuant to a hearing held under Docket Number: on .

If custody has been awarded to the Division, return of residence to the parents’ home would be contrary to the welfare of the child(ren) because:

and for the other reasons stated on the record.

**And, EITHER, the Court has determined that**,

[ ]  **A.** reasonable efforts to prevent placement prior to removal were made, as indicated in paragraphs of the attached complaint,

**OR,**

[ ]  **B.** pursuant to *N.J.S.A.* 30:4C-11.2, reasonable efforts to prevent placement were not necessary due to risk of harm to the child's health or safety

**AND**:

[ ]  **1.** the removal of the child(ren) was required due to imminent danger to the child(ren)'s life, safety or health, as follows:

**OR,**

[ ]  **2.** the parent(s) has/have subjected the child(ren) to aggravated circumstances of abuse, neglect, cruelty, or abandonment, as follows:

**OR,**

[ ]  **3.** the parent(s) has/have been convicted of a crime specified in
*N.J.S.A.* 30:4C-11.2, as indicated in the Verified Complaint filed today:

[ ]  **a.** murder, aggravated manslaughter or manslaughter of another child of the parent;

[ ]  **b.** aiding or abetting, attempting, conspiring or soliciting to commit murder, aggravated manslaughter or manslaughter of the child or another child of the parent;

[ ]  **c.** committing or attempting to commit an assault that resulted, or could have resulted, in the significant bodily injury to the child or another child of the parent; or

[ ]  **d.** committing a similarly serious criminal act which resulted, or could have resulted, in the death or significant bodily injury to the child or another child of the parent,

**OR,**

[ ]  **4.** the rights of the parent(s) to another of the parent(s)' children have been involuntarily terminated.

[ ]  **2.** The current parenting time/visitation set forth in the judgment/order dated
 , 20 , granting KLG is hereby **AMENDED** as follows:

   ..

For the following reasons:

   ..

[ ]  **3.** The Application to Amend or Vacate KLG is hereby [ ]  Denied / [ ]  Dismissed / [ ]  Relisted for the following reasons:

   ..

[ ]  **4.** The Application to Amend or Vacate KLG shall be scheduled before the Court on , 20 , at   .

[ ]  **5.** Deputy Attorney General and Law Guardian are reappointed and shall reopen their case. The Law Guardian for the child(ren) shall be entitled and permitted to have access to and obtain copies of all records, including but not limited to, medical, mental health, school, drug or alcohol treatment or any other records concerning his/her client, and shall have access to the child(ren) at their resource family home, school, day care center or treatment facility, and shall be entitled to speak with the children and/or service providers, privately, outside the presence of the parents, resource parents or school personnel without further release.

**It is Further Ordered that:**

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|  |  , J.S.C. |

Distribution: FC/FN/FG File, FL File, Parties, Counsel

**The Judiciary will provide reasonable accommodations to enable individuals with disabilities to access and participate in court events. Please contact the local Title II ADA coordinator to request an accommodation. Contact information is available at njcourts.gov.**

**These proceedings are confidential. The disclosure of any records, reports or information is strictly prohibited and subject to the penalties of *N.J.S.A.* 9:6-8.10b.**

**Attorneys must review the form of order prior to conclusion of the proceeding. Any changes to this order shall be made pursuant to R. 1:13-1.**