

DEPENDENCY

(JUVENILE COURT CASES ONLY)

1

To ask the Court to declare there is no parent or guardian willing or able to provide proper care or control of a minor child.

(Forms and Instructions)

Filing Dependency Papers in Juvenile Court

Checklist

You may use this packet if . . .

- ✓ You want to file a Dependency Petition, AND,
- ✓ You believe that there is no parent or guardian willing or able to provide proper care and control over the children to be included in this petition, AND
- ✓ You believe that you are a fit and proper person to care for the children, AND
- ✓ You believe the Court, not the parents, should say when the dependency is to end, AND
- ✓ The children live in Maricopa County, State of Arizona or you have been informed by a lawyer who has told you to file a Dependency Petition in Maricopa County AND
- ✓ You understand that you must serve and notify the Department of Child Safety if any of the following are true:
 - At least one of the children has been adjudicated delinquent and is under the jurisdiction of the Juvenile Court.
 - At least one of the children is awaiting a delinquency decision from the Juvenile Court.
 - At least one of the children has been released from the Department of Juvenile Corrections within the past six months.

Warning:

- A. If you are the mother or father of the children, do not use this packet to establish or change a child custody order.
- B. Arizona Department of Child Safety, DCS, will be involved. Dependency is an emergency action for the safety of the children involved. DCS will investigate and make recommendations to the Court. If DCS does not believe the person petitioning for Dependency can provide a proper home for the children involved, this petition could *possibly* result in the children being placed in foster care.
- C. If the children's parent or parents agree (or at least will not come to court to *disagree*), you may want to consider filing a petition for Guardianship *instead* of Dependency. Basically, Guardianship is granted with the permission of the parents and may continue until:
 1. one of the parents or the guardian asks the Court to end the guardianship; or
 2. a replacement ("successor") guardian is appointed; or
 3. the child for whom the guardian was appointed turns 18.

If you have questions about the difference between Dependency and Guardianship read the "Dependency vs. Guardianship: Important Information You Need to Know" document in this packet and contact a lawyer for help.

READ ME: Consulting a lawyer before filing documents with the court may help prevent unexpected results. A list of lawyers you may hire to advise you on handling your own case or to perform specific tasks, as well as a list of court-approved mediators can be found on the Law Library Resource Center website.

Law Library Resource Center

Juvenile Court - Dependency Papers

(Forms and Instructions)

This packet contains court forms to file dependency papers. Items in **bold** are forms that you will need to file with the Court. Non-bold items are instructions or procedures. Do not copy or file those pages!

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The documents you have received are copyrighted by the Superior Court of Arizona in Maricopa County. You have permission to use them for any lawful purpose. These forms shall not be used to engage in the unauthorized practice of law. The Court assumes no responsibility and accepts no liability for actions taken by users of these documents, including reliance on their contents. The documents are under continual revision and are current only for the day they were received. It is strongly recommended that you verify on a regular basis that you have the most current documents.

Dependency vs. Guardianship

Important Information You Need to Know

The forms in this packet can only be used to file a dependency petition. Read the following carefully to understand some major differences between Dependency and Guardianship. The information below will help you make sure you are filing the appropriate petition.

1. Dependency vs. Guardianship. What is the difference between dependency and guardianship?
 - A. Dependency: A dependency is a decision by the Juvenile Court that a child is in need of effective care and control and that all parents are unable or unwilling to provide proper care and control. Usually, a Dependency Petition is filed by the state because concerns about abuse or neglect have been reported to DCS and there is evidence of immediate danger to the child(ren). The parents may disagree with you filing a Dependency Petition to obtain legal custody of their child(ren).

You may file a dependency petition if you believe that there is no parent or guardian willing or able to provide proper care and control over a child.

Examples include:

- Child is abused or abandoned
- Child is neglected because parent or guardian abuses drugs or alcohol
- Parent or guardian is not able to meet the child's needs
- Parent or guardian is unable to provide the child with basic necessities such as suitable housing, food or necessary medical care.

A Dependency Petition may involve an investigation and report by DCS. It may also involve appointing attorneys for the parents and the child(ren), a temporary custody hearing, and possibly a pretrial conference and trial. If the Juvenile Court finds that the child is dependent because the parents are unable or unwilling to provide care, the court decides who will care for the child(ren). The Juvenile Court and DCS oversee the child(ren)'s care and services provided to the parents and the child(ren) in an effort to reunite the family.

A dependent child remains under the Court's control until the Court declares that a parent has become willing and able to provide proper parenting. An order of dependency from the Juvenile Court will last until the child turns 18 or the Court changes or dismisses it.

- B. Guardianship: A guardianship can be filed when someone, other than the parent, wants to be appointed by the Court to take over parental responsibilities *AND* either both living parents (whose parental rights have not been permanently cut off by court order) will consent to the guardianship *or* at least will not go to Court *to oppose* the appointment. Guardians take over parental responsibilities for making decisions regarding housing, medical care, and education, among other matters, for as long as the guardianship remains in effect.

An adult may ask the Juvenile Court to appoint a legal guardian for a child when neither parent is going to be available (such as when the parents are to be deployed by the military, or perhaps the custodial parent is or is going to be incarcerated or in rehab, etc.), or is incapable or unwilling to provide for the child, and who after receiving notice of the Petition for appointment of a Guardian, will either give permission for the guardianship, *or at least will not go to court to object or disagree.*

If either parent files papers with the court or shows up in court to object to a guardianship, it will not be granted.

An order of guardianship is good until the Court changes or dismisses it, the child turns 18, or either parent files papers to terminate the guardianship. Guardianship is based on the parents' permission, or at least their failure to object to the guardianship. If *either* of the parents later changes his or her mind and lets the Court know that he or she objects to the guardianship, the Court has no choice but to end the guardianship, but may refer the matter for investigation as to whether a Dependency is needed.

Both dependency and guardianship may result in a person being appointed as a "guardian" for a minor (or minors), but there are important differences between Dependency and Guardianship. In Maricopa County, both Juvenile Dependencies and Juvenile Guardianships (or "Guardianship for Minors") are filed with the Juvenile Division of the Superior Court. If you decide that you need to file for a guardianship, forms and instructions are available for purchase at the Law Library Resource Center, or Clerk of Court Juvenile Division or may be downloaded for free from the internet.

2. A Dependency Petition is a Lawsuit

Once you file the Dependency Petition, you have started a lawsuit. The Petition is processed by the Court according to laws and Court rules that apply. It is your responsibility to comply with all Arizona Statutes and Rules of Court, which are available at most libraries.

A judicial officer (judge or commissioner) will review your Petition. If your Petition does not meet the requirements of the law, it will be dismissed and you will be notified of the dismissal.

3. Court-Ordered State Involvement

The Court may order a separate investigation into the facts of the case. The Arizona Department of Economic Security/ Arizona Department of Child Safety, from here on called DCS, will be ordered to complete the investigation and file a report with the Court. DCS may also become a part of the case. This means DCS may provide services to the family (for example, counseling), supervise the child or children for whom a Dependency is ordered, or place the child in a safe environment.

4. Appointment of Counsel

Filing a Dependency Petition does not mean the Court will assign you a free lawyer. It is your responsibility to either represent yourself, or hire your own lawyer. The Court may appoint an attorney for the child(ren) involved. If the child(ren)'s parents ask for an attorney and the Court determines they cannot afford one, the Court may appoint an attorney for the parents.

5. Other Important Information

A. Conservatorship: A minor generally needs a *conservator* if:

- The minor owns money or property or has annual income in excess of \$5,000 that requires management or protection, which cannot otherwise be provided.
- The minor has business affairs or assets which may be jeopardized (at risk of loss or damage) by his or her being a minor; and/or
- The Minor needs funds for his or her support and education and protection is necessary or desirable to obtain or provide those funds.

Conservators are appointed and supervised by the *Probate Division* of the Superior Court. If the minor needs both a guardian and a conservator, then the entire matter is handled by the Probate Court and the Petition is submitted to the Probate Court - *not* to Juvenile Court.

B. A Note About “Custody” (now “Legal Decision Making” in Arizona)

While most people are more familiar with the term “custody” than either “dependency” or “guardianship,” Arizona now uses the term “legal decision making” instead of custody. Arizona law (Arizona Revised Statutes [A.R.S.] § 25-409. See also § 25-402) allows for someone who stands “in loco parentis” (in the place of a parent) to the children, meaning someone who has acted as a parent at some time when the actual parents were absent, to file for legal decision making (custody). This is sometimes referred to as “third party custody,” and may be used by relatives and non-relatives alike who meet all the requirements of the statute.

Currently the Law Library Resource Center *only* has forms and instructions for the biological or adoptive parents to file for legal decision making, which is handled in the Family Court division of the Superior Court. Those forms and instructions *will not work* for persons other than the parents who wish to file for custody. Only an attorney can advise you as to whether there are advantages or other reasons you should consider applying for “legal decision making,” as opposed to “guardianship” or “dependency,” and draft the papers for you or alter existing forms to fit your needs.

NOTE: You may contact the *Juvenile Court Guides* at 602-506-5903 (Durango) or 602-506-4886 (Mesa) for further assistance.

Instructions: How to fill out the Dependency Petition and other forms

Use black ink to fill out all forms in this packet.

Form: Dependency Coversheet

The Coversheet identifies your case with the court. It is not a public record. (When your forms are ready, you will hand them to the Clerk of Superior Court, Juvenile Division with the one, original Coversheet on top. Do not serve a copy of the coversheet to other parties involved in this case.)

Case Caption: If you are the person filing the Dependency Petition, write in your name, address, city, state, zip code, and telephone number(s). Write a check mark in one box indicating you represent yourself or the petitioner. If an attorney represents you, write in your attorney's bar number.

On the left side, where "In the Matter of" is, write in the name of each child under the age of 18 for whom you are filing the Dependency Petition. Leave the Case Number blank. The Clerk of Superior Court, Juvenile Division will stamp in the case number when you file the documents with the Court.

Information about the Children Involved: List the information requested for all minor children involved in this case. If there are any other children who are siblings (brothers or sisters NOT involved in this case), please list their names and dates of birth.

Other Court Cases: Check the appropriate box to tell this Court if either you, your spouse, the children's parents or the children involved have been involved in any other cases, except a minor traffic offense, in any other court. If you check the "Yes" box, please describe the case, including case numbers and court location.

Interpreter/Language Needs: Place a check mark in the appropriate box(es) to tell the court whether a language interpreter is needed for any parties in the case.

Form: Dependency Petition:

Case Caption: If you are the person filing the Dependency Petition, write in your name, address, city, state, zip code, and telephone number(s). Write a check mark in one box indicating you represent yourself or the petitioner. If an attorney represents you, write in your attorney's bar number.

On the left side, where "In the Matter of" is, write in the name of each child under the age of 18 for whom you are filing the Dependency Petition. Leave the Case Number blank. The Clerk of Superior Court, Juvenile Division will stamp in the case number when you file the documents with the Court.

Paragraph 1: Information About Me: Write in your name, address, including city, state and zip code, telephone number (include your work, home and message telephone number if you have one). Then, write in your relationship to the children. If you do not believe you are a fit and proper person to care for the children, you should see a lawyer for help.

Paragraph 2: Information About the Children: Write in the name of each child that you want to include in the Dependency Petition, his or her birth date and gender. The names should be the same as the children's names in the Case Caption.

Write the address where the children are currently living (including street, city, state and zip code). Write in the date the children started living at the current location. Check the appropriate box to indicate whether the children are currently living in Maricopa County in the State of Arizona.

Identify all other persons who live in the same home as any children listed, including their names and relationship to the children on the lines provided.

If any of the children for whom you are seeking a dependency are Native American, please check the "Yes" box and list which nation or tribe.

If any children have been taken into temporary custody, please check the "Yes" box and list the date and time they were taken into temporary custody.

If any of the statements regarding delinquency are true, you must notify and serve the Department of Child Safety. Follow the instructions on the form and in the Service packet. If none of the delinquency statements are true, check the box stating that you do not need to contact the Department of Child Safety.

Paragraph 3: Information About the Parents And Current Legal Guardians (If Any) Of The Children: Write in the name of the children's Mother and her birth date. List the Mother's address including street, city, state and zip code. Write in the name of each child's Father and his birth date. List the Father's address including street, city, state and zip code. Write in the name of each child's Legal Guardian and birth date. List the Legal Guardian's address including street, city, state and zip code.

Paragraph 4: Child Is Dependent. You must tell the court why you are filing the Dependency Petition. It is important to give the Court specific, factual and recent information. You must describe how the actions or inactions of both the mother and father have a harmful effect on the children. Give a brief history of the children's lives and your involvement with the children. Give professional opinions, if possible. Include drug and alcohol use if relevant. If the children have different fathers, you must show that each child is dependent as to his or her own father. If the father is unknown, you must state that.

Check the appropriate box to indicate whether anyone listed on the petition has ever been involved with Arizona Department of Child Safety ("DCS"). If anyone has had involvement with DCS, then you will need to identify the DCS or Juvenile Court case number and the name, phone number and site code of the caseworker.

Relief Requested: Tell the Court what orders you want the Court to issue.

Form: Notice of Initial Dependency Hearing

Fill in the Case Caption just like you did for the Dependency Petition. Copy the case number from the Dependency Petition. Enter the names and addresses of the parents and legal guardians. Enter your name as the Petitioner.

The Court will fill in the date, time and location of the hearing, and the name of the judicial officer who will hear the case. You will then need to date and sign the Notice, and have it served on the other parties involved according to the instructions in the Service Packet.

Procedures: How to File a Dependency Petition

STEP 1: Prepare the Court Papers. Complete the enclosed forms: Dependency Coversheet, Dependency Petition and the Notice of Hearing.

- Check your work to make sure you finished each section of these forms.
- Assemble the forms into one original set.
- Photocopy the original set. (You will then have 1 original set + 1 photocopy.)

STEP 2: Take the court papers to the correct Juvenile Court location.

How to find the correct Juvenile Court location: Your case will be assigned to a location based on the zip code of the residence of the children's custodial parent of at the time the children are removed from the home, or if not removed from home, at the time of the filing of the Dependency Petition.

- You may take your documents to either location *at first*. However, the court clerk will inform you the location you should deliver later case documents for faster processing.

Durango (Juvenile) Facility
3131 W Durango Street
Phoenix, AZ 85009

Southeast (Juvenile) Facility
1810 S Lewis Street
Mesa, AZ 85210

STEP 3: File the original set and the photocopied set.

Give the Clerk of Superior Court, Juvenile Division the original set of forms: *Dependency Coversheet, Dependency Petition and Notice of Hearing, plus one copy of each of the forms.*

- NO \$ Fee. There is no charge to file a Dependency Petition.
- While you are at the filing counter, the Clerk of Superior Court, Juvenile Division, will assign a case number that begins with "JD," and give your forms to a Judicial Officer. The Judicial Officer will review the document, which may take more than a day.
- Mail or Pick up: After processing the case, the Clerk of Superior Court, Juvenile Division, will give you back your photocopied set of forms with your case number. You will need to either pick up the photocopied set of forms or provide a 9 inch x 12 inch, self-addressed, stamped envelope for the set to be mailed to you.
- Use the returned set of forms to make other sets of forms required in the next step (Service).
- If the Judicial Officer decides that the Petition meets all legal requirements, a hearing will be scheduled.

STEP 4: Photocopy the set of forms.

The Court will provide you one free certified copy of the Judicial Officer's signed Order concerning the Dependency Petition. Your copy of this Order is very important. It may contain Orders making the children a temporary ward of the Court, may establish who has physical custody, may make other orders, and is needed for photocopying and completing the next major step of the dependency process - - *Service of Process*.

For the next step, use the Certified copy of the Judicial Officer's signed Order to make photocopies for the mother, father and/or guardian of the children.

STEP 5: Service of Process. Service of Process means you are:

- notifying the parents and anyone else entitled to know that you have filed the Dependency Petition, and the Court hearing has been set; and
- providing a copy of the *Dependency Petition*, *Notice of Hearing* and *Findings & Temporary Order Regarding Dependency Petition* to the parents or guardian of the child, (Remember, do not photocopy or serve the Dependency Coversheet.) and
- Delivering service at least five (5) calendar days before the day of the hearing.

Follow the instructions in the Law Library Resource Center Packet entitled "Service of Court Papers" regarding the type of service that applies to your case: The type of service you choose depends upon your knowledge about where the parties live:

- 1) You know where the other party lives in the State of Arizona;
- 2) You know where the other party lives in the United States, but not in Arizona; or
- 3) You don't know where the other party lives and you have tried to find them.

- NOTE: A child will not be made a permanent ward of the court until service is complete.

STEP 6: Attend the Court Hearing. Once you complete the above steps, you must attend the court hearing(s) on the date(s) the court gave you in the Notice of Hearing.

If you need a language interpreter for the court hearing, please contact the Juvenile Court Interpreter's Office at 602-506-4086 if the hearing is at the Durango facility or 602-506-2653 if the hearing is at the Southeast facility in Mesa.

If You Still Have Questions About Filing A Dependency Petition:

- You may contact the *Juvenile Court Guides* at 602-506-5903 (Durango) or 602-506-4886 (Mesa) for further assistance.
- You may also contact the Lawyer Referral Service of the Maricopa County Bar Association. Their telephone number is 602-257-4434. You should request an appointment with an attorney who handles Juvenile Court dependency matters. There is a fee for a half-hour consultation.
- Ask a lawyer for legal advice.

Person Filing: _____
 Address (if not protected): _____
 City, State, Zip Code: _____
 Telephone: _____
 Email Address: _____
 Lawyer's Bar Number: _____
 Licensed Fiduciary Number: _____

For Clerk's Use Only

Representing Self, without a Lawyer OR Attorney for _____

SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

In the Matter of:

 (person(s) under 18 years of age)

_____ Case Number
 (Clerk will stamp case # when submitted)

DEPENDENCY COVERSHEET (Not Public Record)

This Coversheet is for internal Court use only and is not part of the legal file.

Information about the Children Involved:

Name: _____ DOB: _____ Ethnicity: (choose one) <input type="checkbox"/> Black or African American <input type="checkbox"/> Anglo <input type="checkbox"/> Asian <input type="checkbox"/> Native Hawaiian/Pacific Islander <input type="checkbox"/> Native American <input type="checkbox"/> Hispanic/Latin <input type="checkbox"/> Other Origin <input type="checkbox"/> Unknown	Name: _____ DOB: _____ Ethnicity: (choose one) <input type="checkbox"/> Black or African American <input type="checkbox"/> Anglo <input type="checkbox"/> Asian <input type="checkbox"/> Native Hawaiian/Pacific Islander <input type="checkbox"/> Native American <input type="checkbox"/> Hispanic/Latin <input type="checkbox"/> Other Origin <input type="checkbox"/> Unknown
Name: _____ DOB: _____ Ethnicity: (choose one) <input type="checkbox"/> Black or African American <input type="checkbox"/> Anglo <input type="checkbox"/> Asian <input type="checkbox"/> Native Hawaiian/Pacific Islander <input type="checkbox"/> Native American <input type="checkbox"/> Hispanic/Latin <input type="checkbox"/> Other Origin <input type="checkbox"/> Unknown	Name: _____ DOB: _____ Ethnicity: (choose one) <input type="checkbox"/> Black or African American <input type="checkbox"/> Anglo <input type="checkbox"/> Asian <input type="checkbox"/> Native Hawaiian/Pacific Islander <input type="checkbox"/> Native American <input type="checkbox"/> Hispanic/Latin <input type="checkbox"/> Other Origin <input type="checkbox"/> Unknown

Please list ANY siblings of the children listed above who are NOT involved in this case:

Name: _____ DOB: _____

Name: _____ DOB: _____

Name: _____ DOB: _____

Other Court Cases:

Have there been any other cases (EXCLUDING minor traffic offenses) in any court involving members of this family? Yes No

If yes, please describe, and provide case numbers if known: _____

Interpreter/Language Needs:

NOTE: THIS INFORMATION IS NECESSARY SO AN INTERPRETER CAN BE REQUESTED.
IT IS FOR INTERNAL PURPOSES ONLY.

Is an interpreter needed for any of the parties? Yes No

If yes, please check the appropriate box below. An interpreter is needed for:

Petitioner or Guardian Mother Father (if more than one father, indicate which father needs an interpreter): _____

If yes, Language:

Spanish Other: (please specify) _____

This Coversheet is for internal Court use only and is not part of the legal file.

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: _____

Email Address: _____

Lawyer's Bar Number: _____

Licensed Fiduciary Number: _____

Representing Self, without a Lawyer OR Attorney for _____



SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

In the Matter of:

Case Number
(Clerk will stamp case # when submitted)

(Names of children under 18 years of age)

DEPENDENCY PETITION A.R.S. § 8-841

1. INFORMATION ABOUT ME, the Petitioner:

My Name: _____

My Address: _____

Street

City

State

Zip Code

My Telephone Number: _____

Home

Work

Message

My relationship to the children: _____

I am a fit and proper person to care for the children.

2. INFORMATION ABOUT THE CHILDREN:

Child's Name: _____

Birth date: _____

Gender: Male Female

Child's Name: _____

Birth date: _____

Gender: Male Female

Child's Name: _____

Birth date: _____

Gender: Male Female

INFORMATION ABOUT THE CHILDREN (continued):

Address where children are currently living: _____
Street

City State Zip Code

The children have been living there since (give approximate date): _____

The children are now living in the State of Arizona, Maricopa County: Yes No

Name(s) of persons currently living with children: _____ Relationship: _____
to Child
_____ Relationship: _____
to Child
_____ Relationship: _____
to Child

Is any child named above an enrolled member of any Indian Nation or Tribe or eligible to be enrolled as a member of any Indian Nation or Tribe? Yes No

If "Yes," which children and what Indian Nation(s) or Tribe(s)?

Child's Name: _____ Nation/Tribe: _____

Child's Name: _____ Nation/Tribe: _____

Child's Name: _____ Nation/Tribe: _____

Has any child been taken into temporary custody? Yes No

If "Yes," which child and what date and time were they taken into temporary custody?

Child's Name: _____ Date: _____ Time: _____

Child's Name: _____ Date: _____ Time: _____

Child's Name: _____ Date: _____ Time: _____

Are any of the following statements true?

True False At least one of these children has been adjudicated delinquent and is under the jurisdiction of the Juvenile Court.

True False At least one of these children is awaiting a delinquency decision from the Juvenile Court.

True False At least one of these children has been released from the Department of Juvenile Corrections within the past six months.

If any of the above statements are "True," then A.R.S. 8-841 requires you to notify the Department of Child Safety by calling 1-888-767-2445 at least fourteen days before filing this Petition. It also requires you to formally serve the Department of Child Safety.

I have contacted the Department of Child Safety at least 14 days before filing this Petition and provided them with notice that I am going to file this Petition, the claims I am making in this Petition, and the facts supporting this Petition.

OR

I marked all boxes above as "false," so I do not need to contact the Department of Child Safety.

3. INFORMATION ABOUT THE PARENTS AND CURRENT LEGAL GUARDIANS (IF ANY) OF THE CHILDREN:

MOTHER'S Name: _____ Birth Date: _____

Address: _____
Street
_____ City State Zip Code

FATHER'S Name: _____ Birth Date: _____

Alleged father of the following children: _____

Address: _____
Street
_____ City State Zip Code

NAME OF OTHER FATHER (IF ANY): _____ Birth Date: _____

Alleged father of the following children: _____

Address: _____
Street
_____ City State Zip Code

NAME OF OTHER FATHER (IF ANY): _____ **Birth Date:** _____

Alleged father of the following children: _____

Address: _____
Street
_____ City State Zip Code

NAME OF CURRENT LEGAL GUARDIAN(S) (IF ANY): _____

Birth Date: _____

Legal guardian of the following children: _____

Address: _____
Street
_____ City State Zip Code

4. DEPENDENCY ALLEGATIONS. The Petitioner believes the children are dependent within the provisions of ARS § 8-201.13, because the children are in need of proper and effective parental care and control and has no parent or guardian willing to exercise or capable of exercising such care and control, or whose home is unfit by reason of abuse, neglect, cruelty, or depravity, as follows:

A. The MOTHER is unable or incapable of providing care for the children for the following reasons (**provide specifics**):

B. The FATHER is unable or incapable of providing care for the children for the following reasons **(provide specifics as to each alleged father)**:

C. The LEGAL GUARDIAN is unable or incapable of providing care for the children for the following reasons **(provide specifics as to each legal guardian)**:

Has anyone named in this petition had any involvement with Arizona Department of Child Safety (DCS)? Yes No

If "Yes", list DCS or Juvenile Court case # _____

Case manager's name, phone number, and site code: _____

5. DOCUMENTS. The following documents are attached which support the statements made:

- A. _____
- B. _____
- C. _____
- D. _____
- E. _____

RELIEF REQUESTED: Based on the information listed above, Petitioner requests:

- A.** Because immediate action is required, that the children be made a temporary ward(s) of the Court committed to the care, custody, and control of the Arizona Department of Child Safety (DCS) with temporary physical custody to be placed in the Petitioner(s) who should be authorized to sign for medical treatment. The Arizona Department of Child Safety (DCS) may be authorized to consent for out-of-state travel within the United States for up to thirty days.
- B.** A preliminary protective conference and, following that conference, a preliminary protective hearing on this Petition be set in front of a judicial officer.
- C.** An initial dependency hearing on this Petition be set in front of a judicial officer.
- D.** The parents be ordered to pay a reasonable sum to the Arizona Department of Child Safety (DCS) for the care, maintenance, and support of the children should the children be placed in a foster home or institutional care.
- E.** That, after hearing this matter, the Court declare the children dependent and enter such orders for commitment, custody, care and support or such other relief for the children's welfare.

DECLARATION UNDER PENALTY OF PERJURY

I declare under penalty of perjury that the contents of this document are true and correct.

Signature

Date

Printed Name

Person Filing: _____

Address (if not protected): _____

City, State, Zip Code: _____

Telephone: _____

Email Address: _____

Lawyer's Bar Number: _____

Representing Self, without a Lawyer OR Attorney for _____



SUPERIOR COURT OF ARIZONA
IN MARICOPA COUNTY

In the Matter of: _____

Case Number: _____
(Clerk will stamp case # when submitted)

NOTICE OF INITIAL DEPENDENCY
HEARING

(Names of child(ren) under 18 years of age)

TO: Name: _____ parent/legal guardian

Address: _____
Street City State Zip Code

TO: Name: _____ parent/legal guardian

Address: _____
Street City State Zip Code

TO: Name: _____ parent/legal guardian

Address: _____
Street City State Zip Code

WARNING

YOU MAY LOSE CUSTODY OF YOUR CHILD(REN) IF YOU DO NOT APPEAR AT THIS HEARING.

If you fail to attend this hearing without good cause shown, the court may regard your failure to attend as a waiver of your rights and an admission of the truth of the statements made in the petition. The hearing may proceed without you and may result in a judgment of dependency, the termination of parental rights or the establishment of a permanent guardianship. Juvenile Court Rules of Procedure 328(d)

NOTICE IS HEREBY GIVEN that the Petitioner, (name of Petitioner) _____
_____ has filed a Dependency Petition with the Juvenile Court in Maricopa County regarding the above-named child(ren) and the child(ren) has/have been made a temporary ward of the Court. You may obtain a copy of the Petition at either of the two Maricopa Juvenile Court Centers listed below.

A HEARING HAS BEEN SET to consider the Petition on:

Date of Hearing: _____ Time of Hearing: _____

Location: Maricopa County Juvenile Court Center (check one box):

- | | | |
|---|----|---|
| <input type="checkbox"/> Durango Facility | OR | <input type="checkbox"/> Southeast Facility |
| 3131 West Durango Street | | 1810 South Lewis Street |
| Phoenix, Arizona 85009 | | Mesa, Arizona 85210 |

Name of Judicial Officer: _____

The parent or guardian must be prepared to provide to the Court, at the initial dependency hearing, the names, type of relationship and all available information necessary to locate persons related to the child or who have a significant relationship with the child. A.R.S. § 8-841(E).

NOTICE to Parents, Legal Guardians and Indian Custodians

You are advised that you and the child(ren) are entitled to have an attorney present at the hearing and that, if you cannot afford an attorney and want to be represented by an attorney, one will be provided. Arizona Revised Statutes § 8-841(E).

You are advised that your failure to appear, without good cause shown, may result in a finding that you have waived legal rights and are deemed to have admitted the allegations in the petition. The hearings may go forward in your absence and may result in an adjudication of dependency and the termination of parental rights or the establishment of a permanent guardianship based upon the record and evidence presented. Juvenile Court Rules of Procedure 328(d).

You have a right to make a request, or motion prior to any hearing that the hearing be closed to the public. Juvenile Court Rules of Procedure 328(d).

TODAY'S DATE: _____

Petitioner's Signature