

In the Matter of

CIN #
A Child under Eighteen
Years of Age Alleged to be
(Abused)(and)(Neglected) by

NOTICE OF PENDING CHILD
PROTECTIVE PROCEEDING
Docket No.

Respondent(s)

TO [insert name(s) of non-respondent parent(s)]: _____

Enclosed is a copy of a petition filed in this Court by a child protective agency alleging that [insert name(s) of Respondent(s); check applicable box(es)]:

neglected abused severely abused repeatedly abused your child who is named in the petition. In addition, a copy of the summons that has been issued to the above- named Respondent(s) is enclosed. This summons provides you with all necessary information as to where and when the proceeding will be heard in the Family Court.

Please note that you are **not** named as a Respondent in this petition. However, because you are the parent of the child named in this petition, you are entitled to notice of the pendency of this petition. You are also entitled to notice of certain rights and information, as follows :

1. You have a right to appear in the Family Court and participate in this proceeding as an interested party intervenor for the purpose of seeking temporary and permanent custody of the child.
2. Upon good cause, the Court may also order an investigation pursuant to section 1034 of the Family Court Act to determine whether a petition should be filed naming you as a Respondent.
3. If the Court determines that the child must be removed from home, the Court may order an investigation to determine whether you or someone in your family may be suitable to care for the child.
4. If the child is placed and remains in foster care for 15 of the most recent 22 months, the agency may be required by law to file (and in certain cases, the foster parent or attorney for the child may file) a petition to terminate your parental rights and to commit guardianship and custody of your child for the purposes of adoption, even if you were not named as a Respondent in this child abuse or neglect proceeding. In some cases, the petition may be filed before the end of the 15- month period. If the petition is granted, guardianship and custody of the child may be committed and the child may be adopted.

5. [Applicable where child has been removed from his or her home]: Your child has been removed from home and is in the temporary custody of [insert name, address and telephone number of social services official]; and is temporarily placed with [insert name, address and telephone number of social services official, if different]:

6. If you have visitation rights with your child as a result of a prior court order or judgment or a prior separation agreement or settlement, you may seek to enforce these rights by contacting the above-named social services official or by appearing in Family Court on the date and time indicated on the enclosed summons.

Dated :

Clerk of Court
Family Court, County of _____
Address: