

IN THE SEPARATE JUVENILE COURT FOR DOUGLAS COUNTY, NEBRASKA

IN THE INTEREST OF

) Doc. JV15

No. 78

)
)
)
) KIYAH a/k/a KIYAH MILLER
) A Juvenile(s)

) REVIEW AND PERMANENCY
) PLANNING ORDER RE MOTHER

The next court dates are August 31, 2016, at 11:00 a.m. and November 30, 2016, at 1:30 p.m.

This matter came on for review and permanency planning hearing concerning the mother on this 23rd day of August, 2016, before the Honorable Vernon Daniels. Record kept by Janice Broussard.

Present in open court were Paulette Merrell, deputy county attorney; Brian Muench, attorney for the father; Katrine Herrboldt, guardian ad litem; John Baker, attorney for the Department; Susanne Dempsey, attorney for the intervenor; Bradell Williams, father; Jill Johnson, NFC.

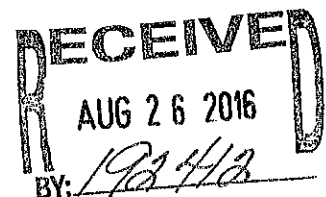
Had the mother appeared, the court would have made inquiry as to whether she wished to be represented by an attorney and if so, would have had her complete an updated affidavit; and would have appointed successor counsel.

Exhibits 26 (Treatment Progress Report), 28 (FCRO), 29 (GAL Report), 30 (Facebook post), 31 (Court Report), 32 (Case Plan re mother), 33 (Case Plan re father), and 34 (Treatment Progress Report) were offered and received without objections.

Being fully advised in the premises, the court finds:

1. That notice, service and jurisdiction of the court in this matter are proper;
2. That Jill Johnson provided a sworn report;
3. That based on the above exhibits and sworn report, reasonable efforts have been made to return the minor child to the parental home, but those efforts have not been successful and it would be contrary to the health, safety, and welfare of said child to be returned to the home at this time;
4. That it would be in the best interest, safety, and welfare of the minor child to remain in the temporary custody of the Nebraska Department of Health and Human Services for appropriate care, maintenance, services, and placement, to exclude the parental home, until further order;
5. That the permanency objective shall be reunification with the father with a concurrent plan of adoption as it relates to both parents;
6. That the court takes judicial notice of its previous orders and to the extent not otherwise modified by this order, they shall remain in full force and effect with the additions that:

J. Johnson
Holder



- a. Mother shall submit to an updated psychological evaluation as arranged by the Department; and collateral information shall be provided;
 - b. The child shall continue in therapy;
 - c. The motion of the guardian ad litem to temporarily suspend visits between the child and mother shall be sustained based upon threats to case professionals (see exhibit 26);
7. That this matter shall be set for evidentiary hearing on **August 31, 2016, at 11:00 a.m. (counsel to notify client of hearing)** at which time the court shall be provided evidence regarding the alleged threats by the mother as set forth in exhibit 26 and whether mother's visits can resume, and if so under what circumstances,

AND IT IS SO ORDERED.

IT IS FURTHER ORDERED that this matter shall remain scheduled for a **review and permanency planning hearing on November 30, 2016, at 1:30 p.m. (counsel to notify client of hearing)** unless otherwise ordered.

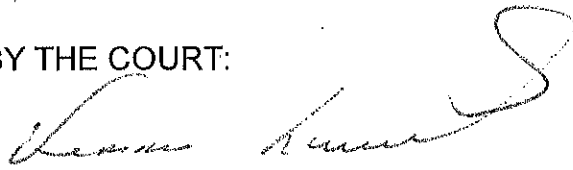
IT IS FURTHER ORDERED that any reports to be submitted at the next hearing (i.e., disposition, review or check hearings) shall be made available to counsel at least five business days prior to the hearing. Failure to do so could result in sanctions, including but not limited to order to show cause.

REGARDING ALLEGATIONS OF ABUSE OR NEGLECT

NOTICE: PLACEMENT OF YOUR CHILD IN FOSTER CARE MAY RESULT IN YOUR LOSS OF YOUR RIGHTS TO YOUR CHILD. IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE COUNTY ATTORNEY OR GUARDIAN AD LITEM MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND UNDER CERTAIN CIRCUMSTANCES MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

Dated this 23rd day of August, 2016.

BY THE COURT:



Vernon Daniels
Juvenile Court Judge