# Case Updates: A/N/D and TPR

Sara DePasquale School of Government February 2014

#### Grounds for objection



J.P. T.H.

#### Visitation

- Minimum Outline...
- G.S. 7B-905.1







## Intervenor/Standing to appeal

• In re: *T.H.* 



• G.S. 7B-401.1(h)

- G.S. 7B-1103(b)

# **ICWA**

• E.G.M.



VS





- Expert Testimony
- Active Efforts and Cease

# • M.M. • M.M. ID WY SD WI HI NO HA NO RE TO SHOOL WAY AND OC NO HE T

#### TPR: Subject Matter Jurisdiction

- How do you count the time?
  - -A.D.N.



#### T.P.R. - Grounds

# NOTICE

• T.J.F.

Grounds: Neglect

<u>Facts</u>: Father has not seen or tried to see the child for six months before I filed this petition. Father has not paid any child support for the child.

#### **TPR: Best Interests**

- D.H.
  - G.S. 7B-1110(a): 6 factors
    - (1): age
    - (2): likelihood of adoption
    - (3): will TPR aid in accomplishing PP
    - (4): bond between juvenile and parent
    - (5): quality of relationship between juvenile and proposed placement
    - (6) any relevant consideration
  - FINDINGS
  - Abuse of Discretion

#### **Findings**

• C.M.









# Right to Counsel

- Caution!
  - C.M.
- Intent to Withdraw
  - D.E.G.
  - G.S. 7B-602(a1) and 1101.1(a1)

## No Bright Line Rule





• A.S.

# Of Note

- E.H. Monday Rule 41(a)
- *S.D.W.* Tuesday G.S. 48-3-601