

At TPR adjudication hearing



Take judicial notice of all prior proceedings and the entire file, please.

Objection!

Prior adjudication order

- Established paternity
- Mom used cocaine in front of child
- Adjudicated child neglected

Prior PPH order

- Mom lost job for being high at work
- Mom must participate in drug treatment

Group Work re: Judicial Notice of Prior Orders

Which of these five items may you take judicial notice of? Why or why not?

For those you do take judicial notice of, are they conclusive?

For those that are not conclusive, how might a party rebut?

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Objection!

Prior admitted evidence

- Drug screen with affidavit of records custodian.
- Handwritten letter from Mom's boss, explaining termination.
- DSS court report from PPH (includes reference to DV).

Group Work re: Judicial Notice of Prior Evidence

Of the prior evidence from the A/N/D file, which evidence can you take judicial notice of? Why or why not?

What might parties offer instead of any evidence that cannot be the subject of judicial notice at TPR adjudication?

Any other considerations?
