

IN THE COUNTY COURT OF MADISON COUNTY, NEBRASKA

IN THE INTEREST OF)
) EX PARTE CUSTODY HEARING
) FINDINGS AND ORDER
)
)
)
 CHILDREN UNDER THE AGE OF 18 YEARS.) Case #JV__ - _____

Now on this _____ day of _____ 20_____, this matter comes on for an ex-parte hearing on the motion and affidavit for temporary custody by the State of Nebraska, by and through its attorney, _____ Deputy Madison County Attorney to give the Nebraska Department of Health and Human Services authorization to obtain custody of the juveniles, _____.

The juveniles were taken into emergency custody and placed with the Nebraska Department of Health & Human Services because the following circumstances, which the court finds for the purposes of this hearing:

() The Court orders continued temporary custody and placement with the Nebraska Department of Health and Human Services pending a placement hearing based upon probable cause that the foregoing facts are true.

() The Court finds that the foregoing facts demonstrate that returning the child to his/her home would be contrary to the child/children's health, safety or welfare.

() The Court further finds that the foregoing facts constituted an emergency, which threatened the safety of the child/children and that the following efforts, which were reasonable under the circumstances, were attempted to prevent the child/children's removal, but removal was necessary to protect their/his/her safety:

() The Court orders that the above-captioned matter be set for a placement hearing on the _____ day of _____, 20__ at _____, notice of which shall be sent by U. S. Mail to the parents/guardians identified in the affidavit or petition filed herein.

() The Court orders that a Pre-Hearing Conference be held in the Jury Room of the Madison County Courthouse on the ___ day of _____, _____ at _____.

() The Court finds that sufficient probable cause does not exist to authorize continued temporary custody and hereby orders that said children be released and returned to:

_____.

() The Court further finds that: The Department of Health and Human Services may, at its discretion, return the children home pending a placement hearing.

- () The Court appoints _____ as the guardian ad litem.
- () The Court appoints _____ as attorney for the juvenile's mother.
- () The Court appoints _____ as attorney for the juvenile's father.
- () The Court appoints _____ as facilitator.

BY THE COURT:

County Judge/Clerk Magistrate