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| District Court, Jefferson County, Colorado 100 Jefferson County ParkwayGolden, CO 80401 (303) 271-6145 | ▲ **COURT USE ONLY** ▲  Case Number:  Div. Ctrm. |
| THE PEOPLE OF THE STATE OF COLORADO  In the Interest of  **Children:**  **Petitioner:** JEFFERSON COUNTY DIVISION OF CHILDREN, YOUTH AND FAMILIES  **Respondent(s):**  **Special Respondent(s):**  **Intervenor(s):** |
| **NOTICE OF HEARING FOR PERMANENCY AND/OR PERMANENT HOME FINDINGS** | |

TO ALL CONCERNED PARTIES AND COUNSEL:

PLEASE TAKE NOTICE that the Court has set a permanency hearing and/or a permanent home hearing on the  **day of      , 20     , at       a.m./p.m.** for the above named child(ren) who is/are in need of a permanency hearing as required by C.R.S. 19‑3‑702 and 12 CCR 2509-4 and in need of a permanent home hearing as required by C.R.S. 19-3-703.

YOU ARE NOT REQUIRED TO ATTEND THE HEARING. HOWEVER, IF YOU FAIL TO APPEAR THE COURT WILL PROCEED IN YOUR ABSENCE WITHOUT FURTHER NOTICE.

AT THE PERMANENCY PLANNING HEARING the Court will determine whether the child(ren) should be returned to the custody of the parent(s), guardian(s) or legal custodian(s) at that time. In the event that the Court determines that it is not in the best interests of the child(ren) to be returned at this time, the Court will then determine whether there is a substantial possibility that the child(ren) will be returned to the physical custody of the parent(s) or guardian(s) within six months. If the Court determines that there is such a possibility, a further review will be set at that time. If the Court determines that such substantial possibility does not exist, the Court will consider the permanency plan recommended by Jefferson County Division of Children, Youth and Families for the placement of the child(ren) in a safe and permanent home. If the Court finds the plan to be appropriate, it will adopt the plan as an order of the Court and may set a further review at that time.

AT THE PERMANENT HOME HEARING for EPP cases only, the Court will determine whether the child(ren) are placed in a permanent home no later than twelve months after the original placement out of the home. The Court may determine that placement in a permanent home is not in the best interests of the child at that time. If the Court makes this determination, it must be shown, by clear and convincing evidence, that reasonable efforts were made to find the child an appropriate permanent home and such a home is not currently available or that the child’s mental or physical needs or conditions deem it improbable that the child would have a successful permanent placement. At this hearing, a permanent home shall include, but not be limited to, the child’s reunification with the child’s parents; placement with a relative, with a potential adoptive parent, or permanent custody granted to another; or, if the child cannot be returned home, placement in the least restrictive level of care.

THE COURT MAY ORDER the Jefferson County Division of Children, Youth and Families to show cause why a Motion to Terminate the Parent-Child Legal Relationship should not be filed, if the Court determines that certain criteria as stated in C.R.S 19-3-702 are met.

IF YOU ARE UNDER 18 YEARS OF AGE, you have the right to the appointment of a guardian *ad Litem* to represent your best interests.

FOSTER PARENTS have certain rights for consideration of long term or adoptive placement as stated in C.R.S. 19-3-702.

PARENTS, LEGAL GUARDIANS AND OTHER RESPONDENTS, your rights are listed below. Please review them prior to the hearing. If you have further questions concerning your rights that are not explained in the advisement of rights form, you may have those questions answered by contacting your attorney or raise them at the hearing.

1. If you are the parent, guardian or legal custodian of the child(ren) you are entitled to have an attorney in any and all juvenile hearings, or may waive your right to an attorney. If you desire to be represented by an attorney, you should proceed immediately to obtain one and have the attorney notify the Court of his or her name and address. If the Court finds you cannot afford an attorney, and you wish one to represent you, you are entitled to court‑appointed counsel, as permitted by law.

2. If you are not the parent, guardian or legal custodian of the child(ren), but you have been named as a Special Respondent in the case because you reside in the household with, have assumed a parenting role towards, have allegedly participated in neglect or abuse of, or have maintained a significant relationship with the child(ren), you may be represented by a lawyer at your own expense.

3. You are entitled to a hearing on the issues presented at the permanency planning hearing if you desire to contest the matter. The allegations would need to be proven by the Petitioner.

4. You have a right to question any witness who appears at the hearing and to present witnesses on your own behalf. To secure the presence of witnesses, you may request the issuance of a subpoena.

5. At the conclusion of the hearing, after the Court has made its decision, you have a right to request a review of the Magistrate's ruling, but the request must be made in writing, within five days of the decision, unless the Court grants a longer time. If your request for rehearing is made and denied, you then have the right to appeal the Court's decision.

Witness my hand and seal of said Court this \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,      .

XXXXX

Clerk of the District Court

By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Deputy Clerk/Magistrate/Judge

**CERTIFICATE OF SERVICE**

On \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2014, I served a copy of this document on the parties, or their attorneys if any, by the method indicated.

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| County Attorney’s Office | \_\_\_ Interoffice Mail |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Respondent Counsel | \_\_\_ U. S. Mail, postage prepaid  \_\_\_ Interoffice Mail |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Respondent Counsel | \_\_\_ U. S. Mail, postage prepaid  \_\_\_ Interoffice Mail |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Guardian *ad Litem*  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Intervenor(s)  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Other | \_\_\_ U. S. Mail, postage prepaid  \_\_\_ Interoffice Mail  \_\_\_ U. S. Mail, postage prepaid  \_\_\_ U. S. Mail, postage prepaid  \_\_\_ Interoffice Mail |
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