**Commonwealth of Pennsylvania**

**In the Interest Of:**

**Date of Birth**

**IN THE COURT OF COMMON PLEAS OF** **COUNTY, PENNSYLVANIA**

**JUVENILE DIVISION**

**DOCKET NO:** CP-  -JV-     -

**ADJUDICATORY HEARING ORDER**

**PERSONS APPEARING AT THIS HEARING:**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Juvenile | Attorney for Juvenile | Guardian | Guardian | |
| Police Officer | Attorney for Commonwealth | Probation Officer | | Caseworker | |
| Victim | Attorney for Victim | Victim Advocate | | Witness | |
| Other | |  | | | |

AND NOW, this       day of      ,       after an adjudicatory hearing:

**THE COURT FINDS that:**

# JUVENILE’S ADMISSION

(a) The Juvenile has not admitted to any of the offenses alleged in the Petition.

(b) The Juvenile has tendered an admission to some or all of the delinquent acts alleged in the Petition as indicated on Exhibit A, the admission is knowingly, intelligently and voluntarily made, and conforms to the requirements of Pa.R.J.C.P. 407 (A)(1); therefore, the admission is accepted by this Court.

(c) The Juvenile has tendered an admission to some or all of the offenses alleged in the Petition; however, the Court rejects said admission for the following reasons:

# RULING ON THE OFFENSES

The findings on the offenses set forth in Exhibit A attached are incorporated by reference herein.

# PETITION WITHDRAWN/DISMISSED WITHOUT ADJUDICATORY HEARING

(a) The petition has been withdrawn without an adjudicatory hearing.

(b) The petition is dismissed without an adjudicatory hearing.

# JUVENILE TO BE REMOVED FROM THE HOME

It is contrary to the welfare of the Juvenile to remain in the home of      .

# REASONABLE EFFORTS TO PREVENT REMOVAL

(a) REASONABLE EFFORTS MADE – Reasonable efforts were made to prevent removal of the Juvenile from the home.

(b) EMERGENCY PLACEMENT – Although no services were offered to prevent the removal of the Juvenile from the home, this level effort of was reasonable due to the emergency nature of the situation, safety considerations and circumstances of the family.

(c) REASONABLE EFFORTS UNDERWAY – Reasonable efforts are underway to make it possible for the Juvenile to return home, the Court having previously determined that pursuant to 42 Pa.C.S. §6332 that reasonable efforts were not made to prevent the initial removal of the Juvenile from the home.

(d) REASONABLE EFFORTS NOT MADE – Reasonable efforts were NOT made to prevent removal of the Juvenile from the home.

(e) NOT APPLICABLE – Reasonable efforts are not applicable.

# FURTHER FINDINGS

THE COURT FURTHER FINDS:

Further Findings attached

**NEED FOR TREATMENT, SUPERVISION OR REHABILITATION**

# JUVENILE’S NEED FOR TREATMENT, SUPERVISION OR REHABILITATION

(a) The Juvenile is in need of treatment, supervision or rehabilitation.

(b) The Juvenile is NOT in need of treatment, supervision or rehabilitation.

(c) The Court defers its determination as to whether the Juvenile is in need of treatment, supervision or rehabilitation.

**IT IS ORDERED that:**

# AMENDMENT OF THE PETITION

Upon motion of the Attorney for the Commonwealth, the Petition is amended as follows:

# ADJUDICATION OF DELINQUENCY

The Juvenile is ADJUDICATED DELINQUENT, and:

(a) The Juvenile’s disposition is specified in this order.

(b) No further disposition is ordered because this case is consolidated for supervision under docket number(s)      .

(c) No further disposition is ordered because the previous disposition under docket number(s)       is continued.

(d) The disposition of the Juvenile is deferred.

(e) The case is transferred to the Court of Common Pleas of       County for disposition.

# FINDING OF FACT WITHOUT ADJUDICATION OF DELINQUENCY

Having found that the Juvenile committed one or more delinquent acts as alleged in the petition:

(a) The Court defers its determination as to whether the Juvenile is delinquent.

(b) The Court hereby transfers this case to the Court of Common Pleas of       County for an adjudicatory hearing pursuant to Pa.R.J.C.P. 409 (A).

# DISMISSAL OF THE PETITION

(a) The Court having found that the Juvenile did not commit any delinquent acts as alleged in the Petition, the Petition is hereby DISMISSED.

(b) The Court having found that the Juvenile is not in need of treatment, supervision or rehabilitation, the Petition is hereby DISMISSED.

(c) It is further ordered that the record in this matter shall be EXPUNGED, and any fingerprints or photographs taken shall be DESTROYED.

# SENTENCE FOR SUMMARY OFFENSES

(a) Having found the Juvenile guilty of only one or more summary offenses as specified on Exhibit A, the following sentence pursuant to 42 Pa.C.S. §6303 (a)(5) is imposed:

(b) Having found the Juvenile guilty of only one or more summary offenses, no further penalty is imposed.

# SECURE DETENTION OR SHELTER CARE

(a) The Juvenile shall be held in secure detention. Specify location if known:

i) ELIGIBILITY FOR DETENTION – The Juvenile is eligible for secure detention pursuant to the following Section(s) of the “Standards Governing the Use of Secure Detention Under the Juvenile Act”:

     .

(b) The Juvenile shall be placed in shelter care. Specify location if known:

(c) The Juvenile, currently being held in secure detention at      , shall be released from this facility.

(d) The Juvenile, currently placed in shelter care at      , shall be released from this facility.

# PLACEMENT

(a) NO PLACEMENT – The Juvenile shall remain in the home.

(b) PLACEMENT – The Juvenile shall be placed at       which is the least restrictive type of placement that is consistent with the protection of the public and best suited to the Juvenile’s treatment, supervision, rehabilitation and welfare, because      .

(c) REMAIN – The Juvenile shall remain in the current placement, specifically      .

(d) MODIFY – The Juvenile shall be discharged from the current placement, and shall be placed at      .

(e) RELEASE – The Juvenile shall be discharged from the current placement and returned to the guardian.

(f) ABSCOND – The Juvenile shall be discharged from the current placement for the following reason(s):

(i) The Juvenile has absconded and current whereabouts are unknown.

(ii) The Juvenile has absconded and current whereabouts are      .

(iii) Other:

# CONDITIONS OF RELEASE

(a) The Juvenile shall be subject to electronic monitoring.

(b) The Juvenile shall be subject to in-home detention / house arrest.

(c) The Juvenile shall be subject to the following conditions of release:

# CARE AND RESPONSIBILITY

The Juvenile shall be under the care and responsibility of:      .

# EDUCATION/EVALUATIONS

(a) **EDUCATIONAL NEEDS** – The Juvenile’s educational needs are being addressed not being addressed.

(b) **HIGH SCHOOL DIPLOMA OR GED** – The Juvenile has attained a  high school diploma  GED.

(i) The Juvenile is pursuing post-secondary education.

(ii) The Juvenile is not pursuing post-secondary education.

(c) **STABILITY AND APPROPRIATENESS** – In order to ensure the stability and appropriateness of the Juvenile’s education, the court orders the following services:

(d) **EDUCATIONAL DECISION MAKER** – An educational decision maker:

(i) Shall be appointed pursuant to Rule 147. Specify, if available:

(ii) Continues to be necessary at this time. Specify, if available:

(iii) Is not necessary at this time, in that:

(iv) Is not applicable at this time, in that:

(e) **EDUCATIONAL EVALUATIONS** – Specify the educational evaluations, tests, counseling, or treatments that are necessary:

(f) **EDUCATIONAL SETTING** – While the Juvenile is in placement, he/she shall attend:

(i) his/her school of origin.

(ii) a public school in proximate location to the placement facility.

(iii) a school facilitated by the placement facility, as this court finds it is not in the best interest of the Juvenile, or protective of the community, to attend school elsewhere.

# HEALTH/EVALUATIONS

(a) **HEALTH CARE AND DISABILITY** – If parental consent cannot be obtained, the following evaluations and treatment are authorized:

(b) **HEALTH EVALUATIONS** – Specify any health evaluations, tests, counseling, or treatments that are necessary:

# SHARED CASE RESPONSIBILITY

Case management responsibility for the Juvenile shall be shared by the County Juvenile Probation Office and the County Children and Youth Services Agency , specifically,      .

# FURTHER ORDERS

(a) This case shall be eligible for limited public inspection pursuant to 42 Pa.C.S. §6307(b)(1.1)(i).

(b) The Juvenile is directed to report to       to have fingerprints and photographs taken.

(c) The Juvenile is directed to report to       to have DNA sample taken.

(d) To aid the Court in disposition, the Juvenile Probation Office is directed to complete the following evaluations and reports on the Juvenile:

(e) IT IS FURTHER ORDERED that:

Further Orders attached

**Next Scheduled Court Event:**

**RECOMMENDED:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Juvenile Court Hearing Officer

This Juvenile Court Hearing Officer's recommendation is not final until confirmed by the Court below. A party may challenge the recommendation by filing a motion with the clerk of courts within three (3) days of receipt of the recommendation.

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20 \_\_\_\_, the Juvenile Court Hearing Officer's recommendation is hereby adopted as an Order of Court.

**BY THE COURT:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Judge

Copies To: