

STATE OF INDIANA) IN THE _____ COURT
) SS:
COUNTY OF MARION) CAUSE _____ - ____ - JQ-_____
NUMBER:

IN RE: THE MATTER OF

A CHILD ALLEGED TO BE
A CHILD IN NEED OF SERVICES

VERIFIED PETITION TO REMOVE
ALLEGED PERPETRATOR OF CHILD ABUSE OR NEGLECT
AND CHILD PROTECTIVE ORDER

COMES NOW the Petitioner, the Indiana Department of Child Services, local office in _____ County, (hereinafter "DCS"), by its counsel, _____, and moves the Court to issue a child protective order after notice and hearing under Ind. Code § 31-34-2.3, and in support thereof states as follows:

1. A Verified Petition Alleging that the Child is a Child in Need of Services will be filed with the Court;
2. On or about _____ the DCS received a report alleging that the child was the victim of abuse and/or neglect;
3. This petition is based upon and supported by, the material facts alleged in Exhibit A; (Must upload Affidavit signed by person with personal knowledge.)
4. The presence of the alleged perpetrator of child abuse or neglect in the child's residence constitutes a continuing danger to the physical health or safety of the child;
5. The child has been the victim of abuse or neglect and there is a substantial risk that the child will be the victim of abuse or neglect in the future if the alleged perpetrator of child abuse or neglect remains in the child's residence.
6. It is in the best interest of the child for the alleged perpetrator, _____, to be removed from the home environment;
7. The child is not in danger of child abuse or neglect from _____, a parent or other adult with whom the child will continue to reside in the child's residence;
8. The DCS is unable to ensure the safety of the child without the removal of the alleged perpetrator, _____, from the home;
9. The DCS requests pursuant to Ind. Code §34-26-5-9 that the protective order includes that _____'s parenting time be denied until further order of the Court;

WHEREFORE, the DCS respectfully requests that the Court set this matter for a hearing within forty-eight (48) hours, excluding weekends and holidays, issue the Child Protective Order, and all other relief just and proper in the premises.

Respectfully submitted,

DATED: _____

Attorney, Indiana Department of Child Services

CERTIFICATE OF SERVICE

Use new electronic filing certificate of service