

ATTORNEY OR PARTY WITHOUT ATTORNEY (NAME AND ADDRESS): TELEPHONE NO.: EMAIL ADDRESS (Optional) ATTORNEY FOR (NAME):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA <input type="checkbox"/> Santa Barbara–Anacapa <input type="checkbox"/> Santa Maria–Cook <input type="checkbox"/> Lompoc Division 1100 Anacapa Street 312-C East Cook Street 115 Civic Center Plaza Santa Barbara, CA 93101 Santa Maria, CA 93454 Lompoc, CA 93436	
MATTER OF:	
ORDER GRANTING PETITION FOR FREEDOM FROM PARENTAL CUSTODY AND CONTROL	CASE NUMBER:

This Court heard the petition of (*your name(s)*) _____ for an order declaring (*child's name*) _____ ("the minor") free from the parental custody and control of (*name of parent(s) whose rights are being terminated*) _____ on _____ (*date*).

This Court has examined petitioner(s), the minor child and other witnesses as necessary, and has considered the verified petition and other evidence, if offered, and finds:

1. Service of the citation was accomplished as prescribed by law or by this court.
2. The court investigator has filed a report as required by Fam. C. § 7851 and recommends that the minor be freed from the custody and control of the parent(s).
3. (*Name of parent retaining custody*) _____ has executed a consent to the request to free the child from the custody and control of the parent.
4. The Indian child inquiry was made, is sufficient, and the court finds that the Indian Child Welfare Act does not apply.
- The child is an Indian child and the court finds:
 - a. by clear and convincing evidence that active efforts were made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family and that these efforts have proved unsuccessful; and
 - b. beyond a reasonable doubt that the continued custody of the child by the parent is likely to result in serious emotional or physical damage to the child.

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5. There is clear and convincing evidence that the parent:
- a. abandoned the minor within the meaning of Family Code section 7822;
 - b. neglected or cruelly treated the child(ren) within the meaning of Family Code section 7823;
 - c. suffers from a disability due to alcohol, controlled substances, or depravity within the meaning of Family Code section 7824;
 - d. has been convicted of a felony, the facts of which are of such a nature so as to prove unfitness of the parent to have the future custody and control of the child within the meaning of Family Code section 7825;
 - e. was declared developmentally disabled or mentally ill within the meaning of Family Code section 7826;
 - f. is mentally disabled within the meaning of Family Code section 7827.
6. It is in the best interests of the minor to be declared freed from the custody and control of the parent and there is no less detrimental alternative to provide for the child's best interests.

IT IS HEREBY ORDERED that _____ (*name of child*) is freed from the custody and control of _____ (*name of parent(s) whose rights are being terminated*).

Dated: _____

Judge of the Superior Court